

LEWISTON CITY COUNCIL WORKSHOP AGENDA

Tuesday, February 11, 2014

City Council Chambers

6:00 p.m. Workshop

Pledge of Allegiance to the Flag.
Moment of Silence.

WORKSESSION

1. Discussion of the options for the future of former Pettingill School property.
2. Discussion of potential ordinance amendment to allow raising chickens in certain zones.
3. Review of city fee adjustments.

LEWISTON CITY COUNCIL
WORKSHOP AGENDA
TUESDAY, February 11, 2014
6:00 P.M.

1. Future of Former Pettingill School Property

Now that the demolition of Pettingill School is complete other than site clean-up which will occur this spring, the issue of the future of this property remains to be addressed. Options include developing the site as a park, subdividing the property for in-fill housing, or using it for a mix of housing and a playground. Please see the attached information.

2. Potential Ordinance Amendment to Allow Raising Chickens in Certain Zones

Some time ago, the City Council requested that the Planning Board revisit this issue and provide a recommendation as to whether the City's land use ordinances should be amended to allow chickens in additional zones other than rural agriculture. The Planning Board has revisited this issue and confirmed its prior position that expansion should not be allowed. See attached memo for additional information/background. At this point, the Council needs to determine whether or not it wishes to pursue an ordinance change. If so, the process would be for the appropriate amendment to be drafted and presented to the Council for first reading and referral to the Planning Board. Once the Planning Board holds a public hearing and formally reviews such an ordinance, it would again make a recommendation to the Council. The Council would then be able to take final action. Assuming that the Planning Board continues to recommend against such a change, Council approval would require five affirmative votes.

3. City Fee Adjustments

City staff has completed the process of reviewing our existing fee structure to determine if any adjustments are needed to bring those fees into line with the cost of service. We would like to review these fees and recommended adjustments with you. Please see the attached information.



City of Lewiston Executive Department

EDWARD A. BARRETT
City Administrator

PHIL NADEAU
Deputy City Administrator



February 3, 2014

To: Honorable Mayor and Members of the City Council
Fr: Edward A. Barrett
Su: Pettingill School/Park Proposal

On February 11, the City Council will hold a workshop to discuss the future use of the Pettingill School property. Interested parties have been notified of this meeting, and I anticipate the Friends of Pettingill Park will be well represented.

Background

On December 8, 2008, the Committee on the Disposition of Pettingill Elementary School presented its findings to the School Committee. The Disposition Committee found that the economic constraints on the building and site limited available options. These included: the estimated cost of upgrades for continued occupation – 1.3 million dollars; small site (2.11 acres); and zoning restrictions. The School Committee then approved a motion offering the land and accompanying structure to the City and suggesting that the most affordable and satisfactory solution would be to demolish the building and convert the site into a neighborhood park with a playground.

On May 19, 2009, the City Council accepted the property from the School Department and issued a proposal for its sale and redevelopment. While this was advertised and proposals were solicited, the closing date of July 14, 2009 passed without response. Subsequently, the City was approached by a number of parties who expressed interest in the property. A second request was issued on August 14, 2012, and two (2) proposals were received by September 13, 2012.

The first proposed paying the City \$10,000 for the property in order to renovate/construct 180 student/residential/assisted living rental units. This would add a second level onto the 1960 wing and add a second building of equal size. This proposal is inconsistent with the property's zoning and with the adjacent neighborhood and should not be considered.

Under the second proposal, the City would have paid \$10,000 and transferred the property to the proposer who would demolish existing structures and pay for Asbestos Containing Material (ACM) abatement. The property would then be subdivided into five (5) residential lots (see attached property map). Upon completion of demolition, the site would be graded and temporarily seeded. Houses would be constructed at a pace allowed by the market. Staff was

prepared to recommend that this proposal be accepted; however, it was subsequently withdrawn when the proposer determined that it was not economically viable at that time.

In the fall of 2012, the City Council discussed the property and indicated a desire to move forward with the demolition of the school while leaving open potential options for reuse of the property. At that same time, a neighborhood group was formed, the Friends of Pettingill Park, with the goal of transforming the property into a park. The City Council subsequently authorized this group to raise funds for that purpose. That group has raised slightly over \$4,000 to date.

Funds for the demolition of the school building were included in the FY 14 Capital Improvement Program and bonds for this purpose were subsequently authorized in the amount of \$130,000. That project is substantially complete with only site clean-up and seeding remaining. That work should be completed this spring/early summer. At this time, it appears that the total project cost will be right at the \$130,000 that was authorized.

Now that the school building has been demolished, the question of the future of the property remains.

Options

There are three basic options available to the City:

1. Develop the entire property into a park
2. Subdivide the property into house lots
3. Maintain a playground area and subdivide the remainder of the property

City Development

The property could be redeveloped for new housing. The City could subdivide the property into from four to six lots. With 4 lots, Assessing estimates a value of between \$35,000 and \$40,000 each; with 6 lots, each would be between \$25,000 and \$30,000. The total value of a 4 lot subdivision would be between \$140,000 and \$160,000; a six lot subdivision could yield \$150,000 to \$180,000. Please note that there would also be certain costs associated with establishing a new subdivision and the City would also face certain carrying costs for basic lot maintenance while awaiting sale. Given the current housing market, it is difficult to predict the time required to market and sell the lots. Municipalities are generally not well suited to undertake such development projects given our other basic service responsibilities.

Redevelop as a Park

Redeveloping the entire property as a park would require certain initial capital costs for landscaping, fencing, lighting, and some basic amenities. Initial cost estimates for full redevelopment are:

Landscaping	25,000
Fencing (along College Street)	5,500
Lighting	10,000
4 Picnic Tables; 5 Benches; 6 Trash Receptacles	14,500
TOTAL	\$55,000

In recent conversations with representatives of the Friends organization, they have indicated that they do not expect to see the park developed all at once and would be happy with a phased approach, so these expenses (as well as associated fund raising) could be spaced out over time.

Annual operating costs are estimated at about \$18,000.

Playground and Development

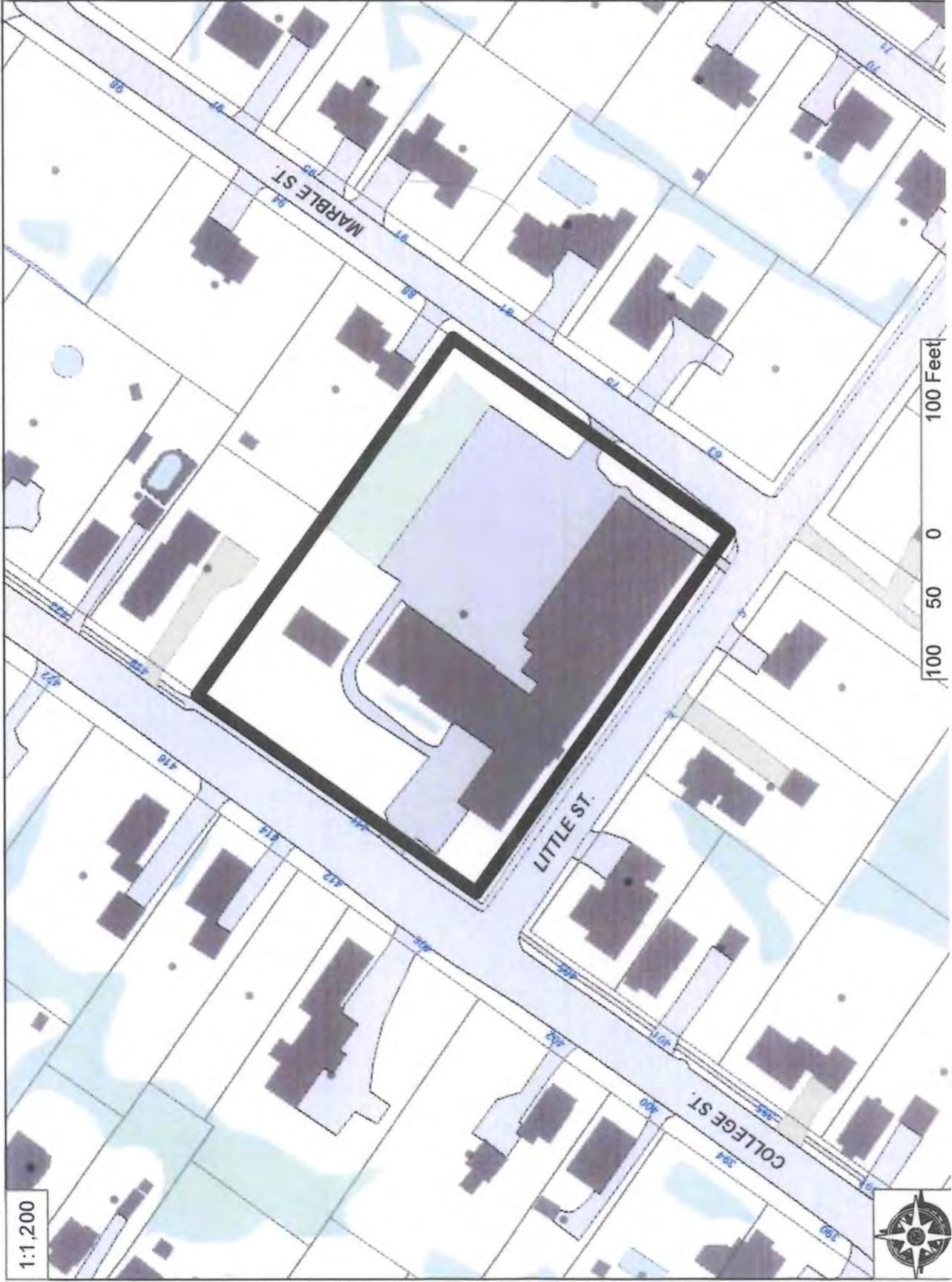
Public Works estimates that retaining the playground will require on-going maintenance costs in the range of \$3,500 per year. If there is residential development elsewhere on the site and depending on how the site is subdivided, the City might also incur some additional costs (in the range of \$5,000 to \$10,000) associated with removing pavement, relocating certain pieces of play equipment, and adding fencing. Some capital costs will also be required in future years for replacing/repairing playground equipment.

The School Department estimated last year that 42 pre-K through 6th grade children live within ¼ mile of the playground. The next closest public playground is located at Geiger School, approximately .8 mile from Pettingill. However, the sidewalk on College Street ends at Fair Street, well before the school, largely limiting access to those that drive.

At the present time, the Public Works Department is challenged to maintain the existing public green space owned by the City. A listing of these spaces is attached.

Pettingill School Property Map

Subject Area



1:1,200

Pettingill School Property with



PETTINGILL SCHOOL

May 2009

Scale: 1" = 50'

Lewiston
Maine

Public Works Open Space Areas
(Mowing Raking Landscape/Plantings Maintained)

Open Space Mowing & Raking Summary

Areas	of Location Acreage	
Downtown Run	19	32.28
Cemeteries Run	10	7.08
School Fields Run	17	33.53
Push Mowing Areas	29	3.31
Athletic Fields Run	6	15.11
Vacant Lots	22	1.8
Total Acres Mowing & Raking	103	91.31

Open Space Landscaped Areas Summary

# of Planting Beds	of Location Area (SF)	
120	53	68,955
	Acres	1.6

Total acres 92.9

Mowing List

Locations	Acres	Locations	Acres
Downtown Run	32.28	Push Mowing Crew	3.31
Kennedy Park	5.02	Lownd Bridge	0.1
Knox St Park	0.21	Maple & Lisbon	0.06
Veterans Park	1.36	Bilodeau Ins. Island	0.03
Simard Payne Park	6.69	Canal St. curblin and fence line.	0.2
Bates Mill	0.61	Ash & Canal	0.02
Beaule Park	0.69	Behind Drapeau's, Canal St.	0.19
Childs Park	0.1	Main St. at Island Ave. Parking lot perimeter and green space	0.2
Lincoln Circle	0.42	Main St. Island, at Lisbon St.	0.12
Potvin Park	1.13	Lisbon St. curb mowing	0.05
Pierce St. Park	1.41	LPW Adams Ave onto Bartlett to Willow Circle	0.29
Boat Ramp, Lincoln St.	0.33	Lincoln St. curb mowing	0.3
Smileys, Knox and Adams Ave.	0.16	Childs Park, Lincoln St.	0.1
Backside of sidewalk from Knox to Park St.	0.1	Lincoln St. at Chestnut St., Parking lot	0.03
Ricker Park	1.48	Lincoln St. At Cedar St, Parking lot	0.03
Main St. at Russell St., overpass	5.33	St. Mary's Park	0.13
Goddard Cemetary	0.49	Kora Temple Island, Sabattus and Main Sts	0.04
OPS Center	1.71	Robinson Gardens	0.01
Bike Path	0.54	Farwell & Webster	0.11
Drouin Field	4.5	Sherbrooke Ave. Island at dead end.	0.01
Cemetary Run	7.08	Boston Ave. Island	0.01
Davis Cemetary	0.79	Main St. curb mowing	0.77
Farwell and Harold St.	0.37	Sabattus & Russell, at Lewiston Paint	0.03
Marcotte Park	1.78	Nelke Place, dead end abutting Russell St sidewalk	
GAR Cemetary, Rverside St.	1.68	Fisher Ave. Dead End Island	0.03
Sunnyside Park	1.04	Quaker Cemetary (before landfill)	0.11
Mayher Park	0.26	Caldwell Circle	0.05
Herrick Cemetary, Main St.	1.11	Wright Cemetery.No Name Pond Rd.	0.29
Welcome to Lewiston (Main St.)	0.01	Neighborhood signs, #219 & # 816 Webster. Webster @ Alfred P.Pkwy. and @ Jans Blvd	
Welcome to Lewiston (Sab St.)	0.01	Neighborhood signs at #35 & # 290 Pond Rd.	
Leeds Park	0.03	Athletic Field Run	15.11
School Fields Run	33.53	Franklin Football Field	2.75
Applesass Hill	0.07	Franklin Baseball Field	3.58
Treemount Island	0.15	Franklin Practice Soccer Field	2
Exit 80	5.63	Franklin Practice Football Field	1.59
Commercial St. Island	0.59	Upper Franklin Softball Field	2.92
Welcome to Lewiston (Lisbon St.)	0.01	Marcotte Practice Field	2.27
Franklin Tennis Courts	1.12		
Montello, Field and outside of track area.	2.36		
McMahon, Baseball Practice Field	1.38		
Pettingil School	0.91		
Randall Road Ball Fields	10.69		
Randall Rd. Cemetary	0.39		
Kevin St. Cul-de-sac (2)	0.18		
Linda Circle Cul-de-sac	0.15		
Holy Family Field	2.62		
Holy Family Hill.	0.57		
L.A.P.	4.98		
Solid Waste Facility	1.73		

Mowing List (Cont)

Locations		Acres
Vacant Lots		1.8
Bartlett St.		
#111		0.12
#192		0.1
Blake St.		
#188		0.06
#186		0.07
#168		0.11
#154		0.11
Lisbon St.		
#369		0.07
#355		0.04
#343		0.07
#327		0.06
#323		0.06
#317		0.05
#307		0.05
#305		0.07
#299		0.06
Lincoln St.		
#29		0.22
#39		0.06
#41		0.05
#65		0.06
#75		0.2
#85		0.03
#87		0.08

Landscaped Areas Planted / Maintained

Location	# of Beds	Area (SF)	Above ground Planters
Huelette Sq.	1	208	
Main at Park	1	595	
Main at Sabattus	1	308	
287 Main St	1	295	
Courthouse Plaza (incl planters)	4	5,024	8
Park St Victor News Area	1	9,646	6
Park St Victor News Area Stairs	1	584	1
Pine St	4	552	
Kennedy Park	4	958	
City Hall	2	1,231	
Lisbon St Near VIP	1	240	
Lisbon St near the Ritz	2	128	
Lisbon at Maple	1	672	
Lisbon St between Maple and Cedar	3	1120	
Bartlett St (LPW)	1	264	
Public Works	3	320	
Ricker Park (incl. Bobs Bed, theme, rectangle, walkway, gazebo, wagon, phlox bed, and pepsi)	5	1,380	
Lincoln St Cr.	1	78	
Canal St. (incl. Chestnut at Canal)	5	4,104	
Ash and Canal	2	640	
Ash St at the Post Office	1	961	
Lincoln at Locust	1	192	
Lincoln St (between Cross and Main)	5	605	
Yvons Car Wash	2	1,694	
Gateway Park	4	4,712	
Veterans Park (Flagpoles, Bridge, Pump Station, gold star)	3	3,393	
Main St/ Middle to Chapel	1	1,011	
Oxford St and Cross St	1	532	
Welcome Signs (Main, Lisbon, Sabattus)	3	379	
Exit 80 (Lisbon St Ramp at AAPP)	1	163	
Main at Russell (down slope from Auburn)	1	400	
Main at Russell Overpass slopes	4	6,820	
Main at Russel 3 Islands	3	1,867	
Main at Russell near Trailer Park	1	672	
LPD (entrance and lower lot)	2	2674	
Simard Payne Park (near footbridge)	1	126	
Simard Payne Park Round Planter	1	314	
Simard Payne Park right side near footbridge	1	200	
Pond and Webster Neighborhood signs	6	564	
Farwell at Webster	1	456	
Farwell St at Connector Rd	1	660	
Davis Cemetery	2	754	
Mahyer Park	1	81	
Municipal Parking Garage/ Park @ Oak	4	2691	
Armory Rain Garden	5	3700	
Municipal Parking Garage/ Lincoln St	2	320	
Municipal Parking Garage/ Chestnut St	3	1584	
Ash St at Canal St (parking garage)	3	400	
Pine St at Canal St (parking garage)	2	100	
Lown Bridge	1	25	
Potvin Park	1	60	
Russell St Islands	5	1664	
Main St (islands near CMMC and DD)	3	834	
Total	120	68955	15



City of Lewiston Executive Department

EDWARD A. BARRETT
City Administrator

PHIL NADEAU
Deputy City Administrator



February 6, 2014

To: Honorable Mayor and Members of the City Council
Fr: Edward A. Barrett
Su: Request to Consider Ordinance Amendment to Allow Chickens in Additional Areas

Under our current zoning ordinance, chickens and other farm animals can only be kept in the Rural Residence and Agriculture Zone.

Several years ago, the City Council considered expanding the allowable districts within the City where chickens could be kept. This included requesting the Planning Board to provide the Council with a recommendation on this issue. Planning staff and the Planning Board worked to develop an ordinance that would expand the areas in which chickens could be kept while establishing a set of regulatory standards that must be met including a limit on the number; a prohibition on roosters; and various other housing and maintenance requirements.

The Planning Board eventually recommended against the proposed change based on public health issues, the burden that would be placed on code enforcement, the animal control officer, and the Lewiston Police Department, and the ambiguities to enforcement of the ordinance. The Council accepted this recommendation.

A variety of background material relating to the discussion in 2009 is attached, including a draft of the then proposed ordinance.

More recently, the City Attorney and I have been in conversation with a resident regarding this issue. This resident's child suffers from a number of medical conditions and is extremely sensitive to chemicals. The parent has frequently found ticks on the child after he has been playing in the yard. While a number of non-chemical tick control steps have been taken, the problem remains, and the resident is looking to keep several chickens in her fenced yard. Chickens are known to eat bugs, including ticks, and the resident hopes that this will help reduce the number in the yard.

The resident originally sought a reasonable accommodation under the Americans with Disabilities Act which would have waived the ordinance restriction due to her child's circumstances. This request was reviewed by the City Attorney who determined that the situation did not merit such an accommodation given the overall circumstances and the clear prohibition against chickens being kept in the zone in which the residence is located.

The resident then requested that the Council amend the City's zoning ordinance to allow chickens in her area. I subsequently discussed this with Councilor D'Auteuil, her ward Councilor, who agreed that this should be reviewed by the City Council.

In July 2013, the City Council held a workshop at which this issue was discussed and decided to one again ask that the Planning Board review the issue and make a recommendation. The Board reviewed the issue in October and again recommended that no change be made. The materials that the Board reviewed, including sample ordinances from Auburn and Portland, are also attached.

At this point, the Council has the option of either accepting the Planning Board recommendation for no change or asking staff to prepare an ordinance amendment for first reading. Should the Council wish to consider an ordinance, it would hold a public hearing on a first reading and referral to the Planning Board. If approved at first reading, the Planning Board would then hold a public hearing and make a recommendation back to the Council. If the recommendation is not to approve the amendment, it would require five Council votes to overrule the recommendation and enact the ordinance.

2009

DISCUSSION

KEEPING CHICKENS

MEMORANDUM

TO: Mayor Laurent F. Gilbert
Members of the City Council

FR: Gildace J. Arsenault, Director of Planning and Code Enforcement

RE: Keeping of chickens

DT: June 10, 2009

At your meeting of May 19th, you discussed the appropriateness of allowing a limited number of chickens to be kept at residential properties throughout the City of Lewiston. Currently, the keeping of chickens is limited to the rural-agricultural district on lots with a minimum lot area of 120,000 square feet. In order to allow a limited number of chickens to be kept on residential properties, the following code amendments would be required:

The Zoning and Land Use Code would need to be amended. The council could take an action to refer this matter to the planning board for a recommendation. Upon such action, the Planning Board would investigate the merits of an amendment to the Zoning and Land Use Code to allow the keeping of a limited number of chickens on residential properties. The Board would likely work with staff to draft a proposed amendment, conduct a public hearing, and make a recommendation to the City Council.

An amendment providing specific regulations for the keeping of chickens could be contained in Chapter 14, Animals of the Revised Code of Ordinances.

A license could be required for the keeping of chickens, and this would require an amendment to Chapter 22, Businesses of the Revised Code of Ordinances. (The Revised Code of Ordinances does not require the City Council to obtain recommendations from the Planning Board in order to amend Chapters 14 and 22; however, given the nature of this matter, I expect that the Planning Board would provide recommendations regarding Chapters 18 and 22.)

At your May 19th meeting, you also discussed the human health implications associated with the keeping of chickens. I have started to do some research, and it appears that there are no greater risks associated with the keeping of chickens than there are in keeping pets such as dogs and cats; however, in the event that the Council is inclined to allow the keeping of chickens on residential properties (i.e. properties developed with single family dwellings) there should be specific language that speaks to inoculations, isolating chickens from wild birds, etc. I should note that the isolation of chickens from wild birds

is important, as many wild bird species, especially waterfowl, carry low path avian influenza virus, and any bird can contract the virus. Avian viruses in the United States have been classified as low pathogenicity; however, the highly pathogenic virus (H5N1, aka "bird flu") has been a problem in Africa and Asia and has now spread to Europe as well.

I plan to attend your meeting of June 16th and would be please to assist you in any way possible to help you make a decision on this matter.



**City of Lewiston
Planning & Code Enforcement**

TO: Planning Board
FROM: David Hediger, City Planner
DATE: August 21, 2009
RE: August 24, 2009 Planning Board Agenda Item IV(C)

Agenda Item IV(C)

To consider a proposed amendment to Article V, Section 3 of the Zoning and Land Use Code to allow the keeping of up to six chickens in all zoning districts on lots developed with single family homes.

In the City of Lewiston, the keeping of chickens is limited to properties located in the Rural Agricultural (RA) district on lots of at least three acres. Within the last year, there appears to have been a growing interest by citizens to keep domesticated chickens in zoning districts other than the RA. On June 16, 2009 the City Council voted for the Planning Board to prepare an amendment to allow the keeping of chickens in residential areas and provide a recommendation for the City Council's consideration pursuant to Article XVII, Section 5(b)(1)(a) of the Zoning and Land Use Code.

The proposed amendment to Article V, Section 3(X) of the Zoning and Land Use Code allows for the keeping of up to six chickens in all zoning districts on lots developed with single family detached dwellings including mobile homes on individual lots pursuant to the proposed provisions contained in Chapter 14, Article XIII, Sec 14-45 thru 14-57 and Chapter 22, Section 22-28. Said provisions are located in the Code of Ordinances are technically outside the purview of the Planning Board's authority. Should Article V, Section 3(X) be adopted, the provisions contained in Chapter 14, Article XIII, Sec 14-45 thru 14-57 and Chapter 22, Section 22-28 shall be considered for adoption by the City Council. Said provisions are to be administered by the Animal Control Officer. Reference should be made to Gil Arsenault's memo date June 10, 2009.

While the Board's authority is limited to the proposed amended language of Article V, Section 3(x) of the Zoning and Land Use Code, staff recommends the Board consider reviewing and provide a recommendation on the proposed language found in Chapter 14, Article XIII, Sec 14-45 thru 14-57 of the Code of Ordinances and provide a recommendation for the City Council's consideration. Much of the language provided has been modeled from Portland's ordinance adopted earlier this year.

Please note, a citizen's petition has been provided to staff requesting the City Council to defeat any and all proposals that come before the Council dealing with the raising of chickens in residential areas.

ACTIONS NECESSARY:
Zoning and Land Use Amendment

1. Make a motion to consider an amendment to Article V, Section 3 of the Zoning and Land Use Code to allow the keeping of up to six chickens in all zoning districts on lots developed with single family homes.
2. Obtain input on the petition;
3. Make a motion pursuant to Article XVII, Section 5 of the Zoning and Land Use Code to send a favorable recommendation for the City Council's consideration to allow the keeping of up to six chickens in all zoning districts on lots developed with single family homes.

Code of Ordinances Amendment

1. Make a motion to consider an amendment to Chapter 14, Article XIII, and Sec 14-45 thru 14-57 of the Code of Ordinances to allow the keeping of chickens on lots developed with single family detached dwellings including mobile homes on individual lots.
2. Obtain input on the petition;
3. Make a motion pursuant to send a favorable recommendation for the City Council's consideration an amendment to Chapter 14, Article XIII, Sec 14-45 thru 14-57 of the Code of Ordinances to allow the keeping of chickens on lots developed with single family detached dwellings including mobile homes on individual lots.

**AN ORDINANCE PERTAINING TO THE ZONING AND LAND USE CODE
THE CITY OF LEWISTON HEREBY ORDAINS:**

Appendix A of the Code of Ordinances of the City of Lewiston, Maine is hereby amended as follows:

**APPENDIX A
ZONING AND LAND USE CODE
ARTICLE V. ADMINISTRATION AND ENFORCEMENT**

Sec. 3. General provisions.

(x) Notwithstanding the provisions under Article XI, section 1 through 14, district regulations, with respect to permitted and conditional uses, the keeping of up to six chickens is permitted in all zoning districts on lots developed with single family detached dwellings including mobile homes on individual lots pursuant to the provisions contained in Chapter 14, Article XIII, Sec 14-45 thru 14-57 and Chapter 22, Section 22-28.

REASONS FOR THE PROPOSED AMENDMENT

In the City of Lewiston, the keeping of chicken is limited to properties located in the Rural Agricultural (RA) district on lots of at least three acres. Within the last year, there has been an interest by citizens to keep domesticated chickens in zoning districts other than the RA. On June 16, 2009 the City Council voted for the Planning Board to prepare an amendment to allow the keeping of chickens in residential areas and provide a recommendation for the City Council's consideration.

The proposed amendment to Article V, Section 3(X) of the Zoning and Land Use Code allows for the keeping of up to six chickens is permitted in all zoning districts on lots developed with single family detached dwellings including mobile homes on individual lots pursuant to the provisions contained below in Chapter 14, Article XIII, Sec 14-45 thru 14-57 and Chapter 22, Section 22-28.

**AN ORDINANCE PERTAINING TO THE KEEPING OF CHICKENS IN THE
CITY OF LEWISTON HEREBY ORDAINS:**

Chapter 14 Animals

Article I. In General

Sec.14-1. Definitions

Setback, front means the distance from the front line of the property or the side line of the street.

Setback, rear means the distance from the rear line of the lot.

Setback, side means the distance from the side property line of the lot. Any lot line not a back lot line or a front lot line shall be deemed a side lot line.

Article VII. Keeping of Non-Domestic Animals

DIVISION 3. OTHER ANIMALS

Sec. 14-31. Keeping of fowl, rabbits and guinea pigs.

Fowl, rabbits and guinea pigs shall only be kept on lots or tracts of land where allowed pursuant to Appendix A, Article XI of the Zoning and Land Use Code. Fowl, rabbits and guinea pigs must be kept indoors, or if outdoors, in a secure pen or enclosure. Litter and droppings from these animals must be collected and disposed of in accordance with the provisions of section 14-41, disposal of excrement in general, shall specifically apply to the disposal of excrement of fowl, rabbits, and guinea pigs. Provided, however, that the provisions of this section and section 14-41 shall not apply to ducks or other waterfowl inhabiting natural or manmade water courses or bodies of water.

Article XIII. Keeping of Chickens on Lots Developed with Single Family Detached Dwellings Including Mobile Homes on Individual Lots.

Sec. 14-45. Purpose

The purpose of this article is to provide standards for the keeping of domesticated chickens. It is intended to enable residents to keep a small number of female chickens on a non-commercial basis while creating standards and requirements that ensure that domesticated chickens do not adversely impact the neighborhood surrounding the property on which the chickens are kept.

Sec. 14-46. License required.

(a) An annual license is required for the keeping of any domesticated chickens. The annual license is personal to the licensee and may not be assigned.

(b) The fee for an annual license to keep chickens shall be paid by the licensee in accordance with the fee established by the City council.

(c) An applicant for a license to keep chickens must demonstrate compliance with the criteria and standards in this Article in order to obtain a license.

Sec. 14-47. Number and type of chickens allowed.

(a) The maximum number of chickens allowed is six (6) per lot developed with a single family dwelling.

(b) Only female chickens are allowed. There is no restriction on chicken species.

(c) Chickens must be purchased from an approved source such as the National Poultry Improvement Plan (i.e. hatcheries that participate in the National Poultry Improvement Plan).

Sec. 14-48. Non-commercial use only.

Chickens shall be kept as pets and for personal use only; no person shall sell eggs or engage in chicken breeding or fertilizer production for commercial purposes. The slaughtering of chickens is prohibited.

Sec. 14-49. Enclosures.

(a) Chickens must be kept in an enclosure or fenced area (chicken pen) at all times during daylight hours. Enclosures must be clean, dry, and odor-free, kept in a neat and sanitary condition at all times, in a manner that will not disturb the use or enjoyment of neighboring lots due to noise, odor or other adverse impact. The chicken pen must provide adequate sun and shade and must be impermeable to rodents, wild birds, and predators, including dogs and cats. It shall be constructed with sturdy wire fencing of not greater than one quarter inch openings and buried at least 12" in the ground. The pen must be covered with wire fencing of not greater than one quarter inch openings, aviary netting, or solid roofing.

(b) Chickens shall be secured within a henhouse during non-daylight hours.

(1) Any henhouse shall be at least twenty-five (25) feet from any dwelling unit. The henhouse shall be enclosed on all sides and shall have a roof and doors. Access doors must be able to be shut and locked at night. Opening windows and vents must be covered with predator and bird-proof wire of not greater than one quarter inch openings. The use of scrap, waste board, sheet metal, or similar materials is prohibited. The henhouse must be well-maintained.

(2) Chicken enclosures and henhouses shall have a minimum front setback of forty (40) feet and a minimum side and rear setback of at least twenty-five (25) feet. Henhouses are not allowed to be attached or located in any part of a dwelling unit.

Sec. 14-50. Odor and noise impacts.

(a) Odors from chickens, chicken manure, or other chicken-related substances shall not be perceptible at the property boundaries.

(b) Perceptible noise from chickens shall not be loud enough at the property boundaries to disturb persons of reasonable sensitivity.

Sec. 14-51. Lighting.

Only motion-activated lighting may be used to light the exterior of the henhouse. Henhouses may be lit by electric lighting.

Sec. 14-52. Predators, rodents, insects, and parasites.

The property owner and/or chicken owner shall take all necessary action to reduce the attraction of predators and rodents and the potential infestation of insects and parasites. Chickens found to be infested with insects and parasites that may result in unhealthy conditions to human habitation may be removed by the City, through the animal control officer, or any other designee, and the cost of the same shall be borne by the property owner and/or chicken owner.

Sec. 14-53. Feed and water.

Chickens must be provided with access to feed and clean water at all times; such feed and water shall be unavailable to rodents, wild birds and predators. Chicken feed must be stored in water tight covered metal containers.

Sec. 14-54. Waste storage and removal.

Provision must be made for the storage and removal of chicken manure. All stored manure shall be covered by a fully enclosed container. No more than one, five gallon container of manure shall be stored on any one property housing chickens. All other manure shall be removed. In addition, the henhouse, chicken pen and surrounding area must be kept free from trash and accumulated droppings. Uneaten feed shall be removed in a timely manner.

Sec. 14-55. Revocation of license.

A license to keep chickens may be revoked where there is a risk to public health or safety or for any violation of or failure to comply with any of the provisions of any other applicable ordinance or law.

Sec. 14-56. Removal of chickens.

In addition to the penalty stated in Article I, Sec. 14-2, any violation of the provisions of this article shall be grounds for an order from the city to remove the chickens and the chicken-related structures. The health officer or animal control officer may order the removal of the chickens upon a determination that the chickens pose a health risk. If a chicken dies, it must be disposed of promptly in a sanitary manner such as placing it in a

7/9/2013

sealed heavy gauge 3 mil plastic bag and then placing the bag in a water tight covered metal container prior to removal to an approved solid waste facility.

Sec. 14-57. Separability.

In the event that any section, subsection or portion of this article shall be declared by any competent court to be invalid for any reason, such decision shall not be deemed to affect the validity of any other section, subsection or portion of this article.



**CITY OF LEWISTON
PLANNING & CODE ENFORCEMENT**

Gildace J. Arsenault

Director

MEMORANDUM

TO: City Clerk's Office
City Council Members
FROM: David Hediger, City Planner
SUBJECT: Planning Board Action of August 24, 2009
DATE: August 26, 2009

The Planning Board took the following action at the Public Hearing held on August 24, 2009, regarding an amendment to Article V, Section 3 of the Zoning and Land Use Code, and Chapter 14, Article XIII, Section 14-45 thru 14-57 of the Code of Ordinances to allow the keeping of chickens on lots developed with single family detached dwellings including mobile homes on individual lots.

MOTION: by *David Vincent* that the Planning Board, send a recommendation to the City Council for their consideration to not amend Article V, Section 3 of the Zoning and Land Use Code and Chapter 14, Article XIII, and Section 14-45 thru 14-57 of the Code of Ordinances to allow the keeping of chickens on lots developed with single family detached dwellings including mobile homes on individual lots for the following reasons, but not limited to: public health issues, the burden on code enforcement, the animal control officer, and Lewiston Police Department, and the ambiguities to enforcement of the ordinance. Second by **Paul Robinson**.

VOTED: 7-0 (Passed).

pc: Phil Nadeau, Acting City Administrator
Lincoln Jeffers, Assistant to the City Administrator
Planning Board Members

JCB:jcb\C:\MyDocuments\chickenDeleReview.doc

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**City of Lewiston
Planning & Code Enforcement**

TO: City Council, Mayor, Acting City Administrator
FROM: David Hediger, City Planner
DATE: August 26, 2009
RE: Proposed amendment to allow the keeping of chickens

In the City of Lewiston, the keeping of chickens is limited to properties located in the Rural Agricultural (RA) district on lots of at least three acres. Within the last year, there appears to have been a growing interest by citizens to keep domesticated chickens in zoning districts other than the RA. On June 16, 2009 the City Council voted for the Planning Board to prepare an amendment to allow the keeping of chickens in residential areas and provide a recommendation for the City Council's consideration pursuant to Article XVII, Section 5(b)(1)(a) of the Zoning and Land Use Code.

The proposed amendment to Article V, Section 3(X) of the Zoning and Land Use Code allows for the keeping of up to six chickens in all zoning districts on lots developed with single family detached dwellings including mobile homes on individual lots pursuant to the proposed provisions contained in Chapter 14, Article XIII, Sec 14-45 thru 14-57 and Chapter 22, Section 22-28. Much of the language provided has been modeled from Portland's ordinance adopted earlier this year.

On August 24, 2009 the Planning voted unanimously to send a recommendation to the City Council for their consideration to not amend Article V, Section 3(X) of the Zoning and Land Use and Chapter 14, Article XIII, and Section 14-45 thru 14-57 of the Code of Ordinances to allow the keeping of chickens on lots developed with single family detached dwellings including mobile homes on individual lots for the following reasons, but not limited to: public health issues, the burden on code enforcement, the animal control officer, and Lewiston Police Department, and the ambiguities to enforcement of the ordinance

Please note, a citizen's petition has been provided to staff requesting the City Council to defeat any and all proposals that come before the Council dealing with the raising of chickens in residential areas.

2013

DISCUSSION

KEEPING CHICKENS

Ed Barrett

Subject: FW: Chickens
Attachments: chicken ordinance november2013.doc; chickenmapNov2013.pdf; AuburnChickens.pdf; CCActionChickens..doc; SouthPortlandChickens.pdf; PortlandChickens.pdf; IMG_4264.JPG

From: David Hediger
Sent: Thursday, February 06, 2014 10:15 AM
To: Ed Barrett
Cc: Gildace Arsenault
Subject: RE: Chickens

Ed:

Please see attached:

- PB recommendation from 11/25/13.
- Chicken map: at the request of the PB for their discussion, the map identifies those areas where chickens are currently allowed (green) and then two other lot sizes (yellow and red) that the Board was reviewing when considering whether chickens were to be allowed in other areas of the city. There was some thought about potentially allowing on smaller sized lots. However, the PB (5-2) believed any changes would likely result in more headaches and enforcement issues for staff (that being Planning/Code and the Animal Control officer) than warranted.
- Auburn ordinance (which allows chickens basically throughout the city. At this time, there have been few issues).
- Portland's ordinance (rather onerous, from which we based our 2009 draft upon. Depending upon who you speak with in Portland, it's either been a good idea or a huge challenge to enforce).
- South Portland (a little less strict than Portland. To staff's surprise, not many issues).
- Revised Lewiston draft ordinance. Less onerous than the 2009 version in that it would not require licensing but would be limited to residential zoning districts on lots developed with single family detached dwellings including mobile homes on individual lots to all residential district (versus all districts). This is where the lot size discussion referenced above stemmed from. This is a draft and staff believe it may require more work, but was produced to start the discussion.

You indicated you have all other existing material. You may not need all of the above. Please use what is deemed appropriate and let me know how I may be of assistance.

Thanks

David Hediger
City Planner/Deputy Director Planning and Code Enforcement
City of Lewiston
27 Pine Street
Lewiston, ME 04240-7201
Phone 207.513.3125 ext. 3223
TDD/TTY 207.513.3007
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City of Lewiston
Planning & Code Enforcement
Gil Arsenault, Director



MEMORANDUM

To: City Clerk's Office
City Council Members

From: David Hediger

Date: December 2, 2013

Subject: Planning Board Action

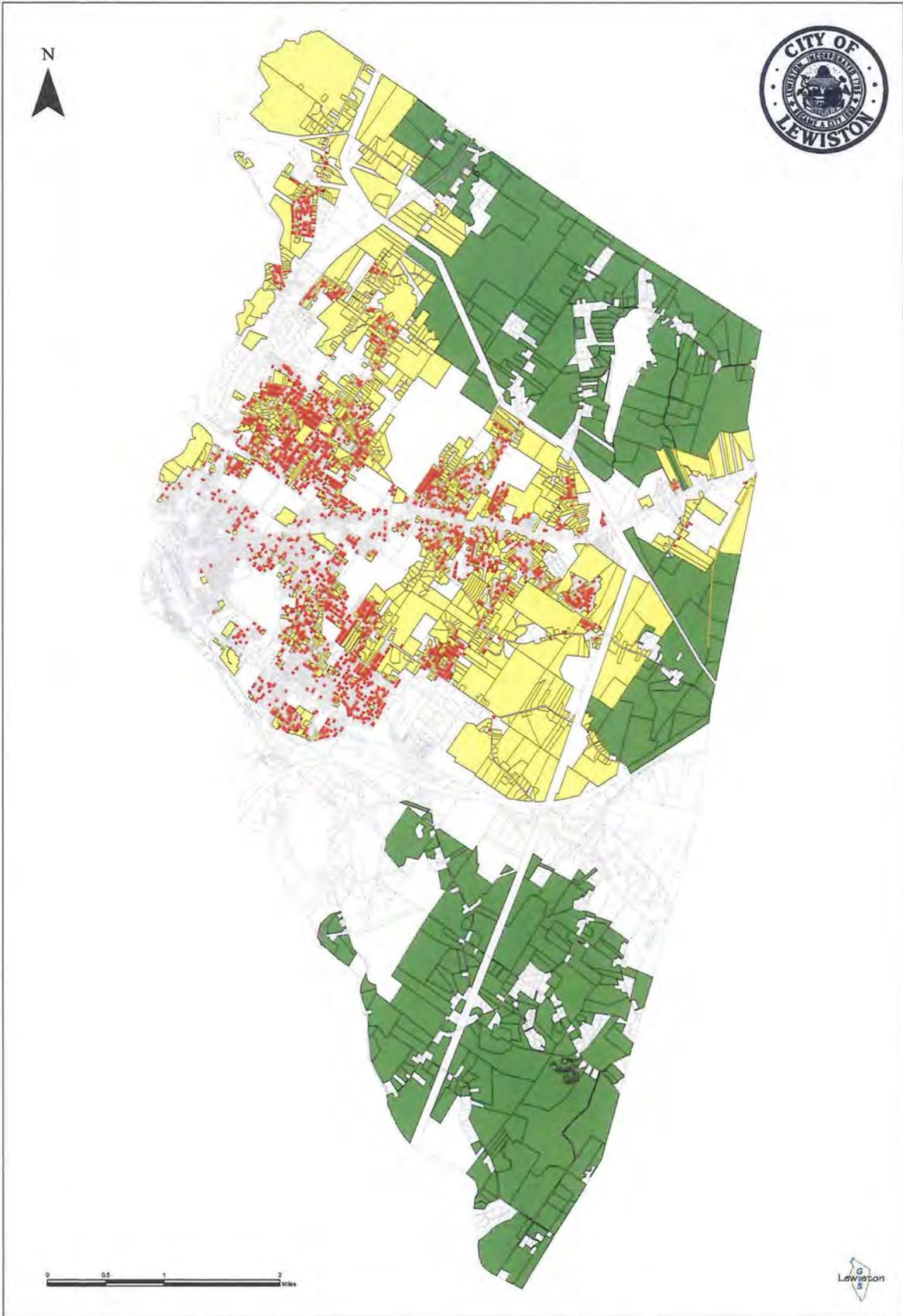
The Planning Board took the following action at their public meeting held on November 25, 2013 regarding the need to draft and adopt an ordinance regulating the keeping of chickens:

The following motion was made:

MOTION: by **Walter Hill** to take no action at this time with respect to drafting and adopting an ordinance regulating the keeping of chickens.
Second by **Paul Robinson**.

VOTED: **5-2 (Passed)**
Eric Potvin and Kevin Morissette Opposed

c: Ed Barrett, City Administrator
Planning Board Members



Legend

- Lots 10,000 to 19,999 sf - Vacant or Single Fam
- Lots 20,000 sf or greater - Vacant or Single Fam
- Lots in RA 3 acres or Greater

This study excluded parcels in the following districts:
RF, CB, HB, CV, OS, I, UE, M, and RC Zoning.

**Parcel Zoning, Size Relationship
Ordinance Consideration
for Domestic Chickens**

Date: 11/18/2013

DIVISION 4. - OTHER ANIMALS

Sec. 8-298. - Keeping of—Fowl, rabbits and guinea pigs.

Sec. 8-299. - Same—Bees.

Sec. 8-298. - Keeping of—Fowl, rabbits and guinea pigs.

Fowl, rabbits and guinea pigs must be kept indoors, or if outdoors, in a secure pen or enclosure. Litter and droppings from these animals must be collected and disposed of in accordance with the provisions of section 8-72, disposal of excrement in general, shall specifically apply to the disposal of excrement of fowl, rabbits, and guinea pigs; provided, however, that the provisions of this section and section 8-72 shall not apply to ducks or other waterfowl inhabiting natural or manmade watercourses or bodies of water.

(Ord. of 10-1-2007(2), § 14-31

Sec. 8-299. - Same—Bees.

All persons within the property of the city shall adhere to the statutes of the state as described in 7 M.R.S.A. chs. 521 through 531, as well as:

- (1) No person shall have no more than two colonies on one-quarter acre or less;
- (2) No person shall have no more than four colonies on one-quarter to one-half acre;
- (3) No person shall have no more than six colonies on one-half to one acre;
- (4) No person shall have no more than eight colonies on a tract of land greater than one acre;
- (5) All colonies' hives shall be located a minimum of 100 feet from any inhabited dwelling other than that of the person keeping such bees; and
- (6) There is adequate source of water available at all times to the bees on the owner's property.

(Ord. of 10-1-2007(2), § 14-32

State law reference— Honeybee industry, 7 M.R.S.A. § 2701 et seq.

Sec. 8-300. - Keeping of Laying Hens for personal use.

The purpose of this section is to authorize and to provide standards for the keeping of laying hens in the rear or side yard of a single-family detached residence or school. Laying hens means female chickens kept for the production of eggs. It is intended to enable residents to keep laying hens on a non-commercial basis, throughout the City while limiting the potentially adverse impacts on surrounding neighbors. This section shall not apply to allowed agricultural uses.

- (1) Number of laying hens allowed. The maximum number of laying hens allowed is based on the total lot size the resident(s) uses to house the poultry:
 - (a) On lots less than .49 acres in area a maximum of six (6) laying hens shall be allowed.
 - (b) On .5 acre or larger lots, twelve (12) laying hens per acre prorated based on actual lot size for a total maximum of thirty-six (36) laying hens per single-family detached residence.
 - (c) The keeping of roosters is expressly prohibited.
- (2) Laying hens require an enclosure and/or fenced area. Each keeper of laying hens is required to have an enclosed area to house and control said hens. If such enclosure is permanently affixed to the ground it shall meet all requirements for accessory structures set out in Chapter 60 - Zoning

Ordinance, including those for setbacks and location. Hens shall be kept only in the rear or side yard and must be kept on the property of the owner. Free ranging is allowed if the animals remain on the hen owner's lot or if the impacted abutter(s) have given the owner permission to allow the animals to be on their property.

- (3) Personal use only. The keeping of laying hens pursuant to this chapter is for non-commercial, personal use only. Non-commercial keeping of hens shall be defined as no sales on the premises.
- (4) Nuisance prohibited. The keeping of laying hens authorized under this chapter shall not create a nuisance as defined by chapter 8-56 of this ordinance. The keeping of hens shall be conducted in a manner that does not disturb the use or enjoyment of adjacent properties. Odor generated shall not be perceptible at the property boundaries, and noise generated shall not disturb people of reasonable sensitivity at the property boundaries.

ARTICLE IV. KEEPING OF DOMESTICATED CHICKENS

Sec. 5-400. Purpose.

The purpose of this article is to provide standards for the keeping of domesticated chickens. It is intended to enable residents to keep a small number of female chickens on a non-commercial basis while creating standards and requirements that ensure that domesticated chickens do not adversely impact the neighborhood surrounding the property on which the chickens are kept.

(Ord. No. 152-08/09, 2-18-09)

Sec. 5-401. Permit required.

(a) An annual permit is required for the keeping of any domesticated chickens. The annual permit is personal to the permittee and may not be assigned.

(b) The fee for an annual permit to keep chickens is twenty-five dollars (\$25.00).

(c) An applicant for a permit to keep chickens must demonstrate compliance with the criteria and standards in this Article in order to obtain a permit.

(Ord. No. 152-08/09, 2-18-09)

Sec. 5-402. Number and type of chickens allowed.

(a) The maximum number of chickens allowed is six (6) per lot regardless of how many dwelling units are on the lot.

(b) Only female chickens are allowed. There is no restriction on chicken species.

(Ord. No. 152-08/09, 2-18-09)

Sec. 5-403. Non-commercial use only.

Chickens shall be kept as pets and for personal use only; no person shall sell eggs or engage in chicken breeding or fertilizer production for commercial purposes. The slaughtering of chickens is prohibited.

(Ord. No. 152-08/09, 2-18-09)

Sec. 5-404. Enclosures.

- (a) Chickens must be kept in an enclosure or fenced area (chicken pen) at all times during daylight hours. Enclosures must be clean, dry, and odor-free, kept in a neat and sanitary condition at all times, in a manner that will not disturb the use or enjoyment of neighboring lots due to noise, odor or other adverse impact. The chicken pen must provide adequate sun and shade and must be impermeable to rodents, wild birds, and predators, including dogs and cats. It shall be constructed with sturdy wire fencing buried at least 12" in the ground. The pen must be covered with wire, aviary netting, or solid roofing. The use of chicken wire is not permitted.
- (b) Chickens shall be secured within a henhouse during non-daylight hours.
- (1) Any henhouse shall be at least twenty-five (25) feet from any residential structure or any other premises on any adjacent lots. The structure shall be enclosed on all sides and shall have a roof and doors. Access doors must be able to be shut and locked at night. Opening windows and vents must be covered with predator and bird-proof wire of less than one (1) inch openings. The use of scrap, waste board, sheet metal, or similar materials is prohibited. The henhouse must be well-maintained.
- (2) Henhouses shall only be located in rear yards, and shall meet zoning setbacks applicable to detached accessory structures. For a corner lot or other property where no rear yard exists, a side yard may be used as long as the setbacks for structures generally applicable in the zoning district are met. In no case may a henhouse be placed in the front yard. Henhouses are not allowed to be located in any part of a home.

(Ord. No. 152-08/09, 2-18-09)

Sec. 5-405. Odor and noise impacts.

(a) Odors from chickens, chicken manure, or other chicken-related substances shall not be perceptible at the property boundaries.

(b) Perceptible noise from chickens shall not be loud enough at the property boundaries to disturb persons of reasonable sensitivity.

(Ord. No. 152-08/09, 2-18-09)

Sec. 406. Lighting.

Only motion-activated lighting may be used to light the exterior of the henhouse.

(Ord. No. 152-08/09, 2-18-09)

Sec. 407. Predators, rodents, insects, and parasites.

The property owner and/or chicken owner shall take all necessary action to reduce the attraction of predators and rodents and the potential infestation of insects and parasites that may result in unhealthy conditions to human habitation may be removed by the City, through the animal control officer, or any other designee, and the cost of the same shall be borne by the property owner and/or chicken owner.

(Ord. No. 152-08/09, 2-18-09)

Sec. 408. Feed and water.

Chickens must be provided with access to feed and clean water at all times; such feed and water shall be unavailable to rodents, wild birds and predators.

(Ord. No. 152-08/09, 2-18-09)

Sec. 409. Waste storage and removal.

Provision must be made for the storage and removal of chicken manure. All stored manure shall be covered by a fully enclosed container. No more than one, twenty gallon container of manure shall be stored on any one property housing chickens. All other manure shall be removed. In addition, the henhouse, chicken pen and surrounding area must be kept free from trash and accumulated droppings. Uneaten feed shall be removed in a timely manner.

(Ord. No. 152-08/09, 2-18-09)

Sec. 410. Fees for reinspections.

Following the city's issuance of a notice of violation of the requirements hereunder and an order to correct violations, the city will reinspect at the expense of seventy five dollars (\$75.00) to the property owner and/or chicken owner to determine whether the violations have been fixed in compliance with this article. Failure to correct the violation shall result in a penalty imposed pursuant to sec. 4-411 below in addition to the reinspection fee. If the violations have not been fixed in

compliance with this chapter, the violator shall be assessed a reinspection fee of one hundred and fifty dollars (\$150.00) for each subsequent reinspection. Failure to pay the assessment for reinspection shall create a lien on the property of the violator and the assessment and lien shall be collected and enforced pursuant to section 1-16.

(Ord. No. 152-08/09, 2-18-09)

Sec. 411. Penalty.

In addition to any other enforcement action which the city may take, violation of any provision of this article shall be a civil violation and a fine of one-hundred dollars (\$100.00) may be imposed. Each day that a violation continues will be treated as a separate offense. This penalty is in addition to any expense for reinspection of the property.

(Ord. No. 152-08/09, 2-18-09)

Sec. 412. Revocation of permit.

A permit to keep chickens may be revoked where there is a risk to public health or safety or for any violation of or failure to comply with any of the provisions of any other applicable ordinance or law.

(Ord. No. 152-08/09, 2-18-09)

Sec. 413. Removal of chickens.

In addition to the penalty stated in §4-411, any violation of the provisions of this article shall be grounds for an order from the city to remove the chickens and the chicken-related structures.

The health inspector, health officer, or animal control officer may order the removal of the chickens upon a determination that the chickens pose a health risk.

If a chicken dies, it must be disposed of promptly in a sanitary manner.

(Ord. No. 152-08/09, 2-18-09)

Sec. 414. Separability.

In the event that any section, subsection or portion of this article shall be declared by any competent court to be invalid for any reason, such decision shall not be deemed to affect the validity of any other section, subsection or portion of this article.

(Ord. No. 152-08/09, 2-18-09)

Sec. 5-415.	Reserved.
Sec. 5-416.	Reserved.
Sec. 5-417.	Reserved.
Sec. 5-418.	Reserved.
Sec. 5-419.	Reserved.
Sec. 5-420.	Reserved.
Sec. 5-421.	Reserved.
Sec. 5-422.	Reserved.
Sec. 5-423.	Reserved.
Sec. 5-424.	Reserved.
Sec. 5-425.	Reserved.

ARTICLE II. DOMESTICATED CHICKENS

Sec. 3-51. Purpose.

The purpose of this article is to provide standards for the keeping of domesticated chickens. It is intended to enable residents to keep a small number of female chickens on a non-commercial basis while limiting the potential adverse impacts on the surrounding neighborhood. The City recognizes that adverse neighborhood impacts may result from the keeping of domesticated chickens as a result of noise, odor, unsanitary animal living conditions, unsanitary waste storage and removal, the attraction of predators, rodents, insects, or parasites, and non-confined animals leaving the owner's property. This article is intended to create licensing standards and requirements that ensure that domesticated chickens do not adversely impact the neighborhood surrounding the property on which the chickens are kept.

Sec. 3-52. Permit Required.

An annual permit is required for the keeping of any domesticated chickens in the City of South Portland. Additionally, a building permit is required for the construction of a henhouse and chicken pen.

(a) The annual permit to keep chickens is personal to the permittee and may not be assigned. In the event the permittee is absent from the property for longer than sixty (60) days, the permit shall automatically terminate and become void.

(b) The first permit year shall be September 25, 2007 through December 31, 2008. Thereafter the permit year shall be January 1 through December 31. In the first permit year, no more than twenty (20) permits shall be issued. In each subsequent permit year, twenty (20) more permits may be issued in addition to new permits issued to previous permittees.

Sec. 3-53. Fees

The fee for an annual permit to keep chickens is twenty-five dollars (\$25.00). In addition, a twenty-five dollar (\$25.00) fee shall be required for the building permit for the construction of a henhouse or chicken pen.

Sec. 3-54. Number and Type of Chickens Allowed.

- (a) The maximum number of chickens allowed is six (6) per lot regardless of how many dwelling units are on the lot. In the case of residential condominium complexes without individually owned back yards, the maximum number of chickens allowed is six (6) per complex.
- (b) Only female chickens are allowed. There is no restriction on chicken species.

Sec. 3-55. Non-Commercial Use Only.

Chickens shall be kept as pets and for personal use only; no person shall sell eggs or engage in chicken breeding or fertilizer production for commercial purposes. The slaughtering of chickens is prohibited.

Sec. 3-56. Enclosures.

- (a) Chickens must be kept in an enclosure or fenced area at all times. During daylight hours, chickens may be allowed outside of their chicken pens in a securely fenced yard if supervised. Chickens shall be secured within the henhouse during non-daylight hours.

- (b) Enclosures must be clean, dry, and odor-free, kept in a neat and sanitary condition at all times, in a manner that will not disturb the use or enjoyment of neighboring lots due to noise, odor or other adverse impact.
- (c) The hen house and chicken pen must provide adequate ventilation and adequate sun and shade and must both be impermeable to rodents, wild birds, and predators, including dogs and cats.
- (d) Henhouses.
 - (1) A henhouse shall be provided and shall be designed to provide safe and healthy living conditions for the chickens while minimizing adverse impacts to other residents in the neighborhood.
 - (a) The structures shall be enclosed on all sides and shall have a roof and doors. Access doors must be able to be shut and locked at night. Opening windows and vents must be covered with predator- and bird-proof wire of less than one (1) inch openings.
 - (b) The materials used in making the structure shall be uniform for each element of the structure such that the walls are made of the same material, the roof has the same shingles or other covering, and any windows or openings are constructed using the same materials. The use of scrap, waste board, sheet metal, or similar materials is prohibited. The henhouse shall be well-maintained.
 - (c) The structure shall be painted; the color shall be uniform around the structure and shall be in harmony with the surrounding area.
 - (2) Henhouses shall only be located in rear yards, as defined in Sec. 27-201. For a corner lot or other property where no rear yard exists, a side yard may be used as long as the setbacks generally applicable in the zoning district are met. In no case may a henhouse be placed in the front yard.
 - (3) If a henhouse is proposed to be located less than twenty (20) feet from any side or rear property line, the Code Enforcement Officer shall notify abutting property owners by mail at least twenty (20) days before issuing a permit, except that the permit may be issued in fewer than 20 days if all abutters have responded before the expiration of that time. For henhouses proposed to be located within twenty (20) feet from the side or rear property line, the burden of proof is on the applicant to demonstrate that the proposal will meet the criteria of this article and will not adversely impact the use or enjoyment of abutting properties.
- (e) Chicken Pens.
 - (1) An enclosed chicken pen must be provided consisting of sturdy wire fencing buried at least 12" in the ground. The pen must be covered with wire, aviary netting, or solid roofing. The use of chicken wire is not permitted.

(Ord. No. 6-10/11, 9/20/10 [Fiscal Note: Less than \$1000])

Sec. 3-57. Odor and Noise Impacts.

- (a) Odors from chickens, chicken manure, or other chicken-related substances shall not be perceptible at the property boundaries.
- (b) Perceptible noise from chickens shall not be loud enough at the property boundaries to disturb persons of reasonable sensitivity.

Sec. 3-58. Lighting.

Only motion-activated lighting may be used to light the exterior of the henhouse.

Sec. 3-59. Predators, Rodents, Insects, and Parasites.

The property owner shall take necessary action to reduce the attraction of predators and rodents and the potential infestation of insects and parasites. Chickens found to be infested with insects and parasites that may result in unhealthy conditions to human habitation shall be removed by the Animal Control Officer.

Sec. 3-60. Feed and Water.

Chickens must be provided with access to feed and clean water at all times; such feed and water shall be unavailable to rodents, wild birds and predators.

Sec. 3-61. Waste Storage and Removal.

Provision must be made for the storage and removal of chicken manure. All stored manure shall be covered by a fully enclosed structure with a roof or lid over the entire structure. No more than three (3) cubic feet of manure shall be stored. All other manure not used for composting or fertilizing shall be removed. In addition, the henhouse, chicken pen and surrounding area must be kept free from trash and accumulated droppings. Uneaten feed shall be removed in a timely manner.

Sec. 3-62. Application for permit.

Every applicant for a permit to keep domesticated chickens shall:

- (a) Complete and file an application on a form prescribed by the Code Enforcement Officer;
- (b) Deposit the prescribed permit fee with the Code Enforcement office at the time the application is filed.

Any material misstatement or omission shall be grounds for denial, suspension or revocation of the permit.

Sec. 3-63. Approval of permit.

The Code Enforcement Officer shall issue a permit if the applicant has demonstrated compliance with the criteria and standards in this article.

Sec. 3-64. Denial, suspension or revocation of permit.

The Code Enforcement Officer shall deny a permit if the applicant has not demonstrated compliance with all provisions of this article.

A permit to keep domesticated chickens may be suspended or revoked by the Code Enforcement Officer where there is a risk to public health or safety or for any violation of or failure to comply with any of the provisions of this article or with the provisions of any other applicable ordinance or law.

Any denial, revocation or suspension of a permit shall be in writing and shall include notification of the right to and procedure for appeal.

Sec. 3-65. Appeal.

A person appealing the issuance, denial, suspension or revocation of a permit by the Code Enforcement Officer may appeal to the Board of Appeals within thirty (30) days of the decision being appealed.

Sec. 3-66. Penalty.

In addition to any other enforcement action which the city may take, violation of any provision of this article shall be a civil violation and a fine not exceeding one-hundred dollars (\$100.00) may be imposed. Each day that a violation continues will be treated as a separate offense.

Sec. 3-67. Removal of Chickens

In addition to the penalty stated in Sec. 3-68, any violation of the provisions of this article or of the permit shall be grounds for an order from the Code Enforcement Officer to remove the chickens and the chicken-related structures.

The Health Inspector, Health Officer, or Animal Control Officer may also order the removal of the chickens upon a determination that the chickens pose a health risk.

If a chicken dies, it must be disposed of promptly in a sanitary manner.

Sec. 3-68. Annual Report to City Council

On or before December 31 annually, the Code Enforcement Officer shall submit to the City Council a report stating the number of permits issued in the permit year, the number of complaints reported in the permit year, the nature of any enforcement activities, and any other information relevant to the oversight of provisions in this article.

Sec. 3-69. Separability.

In the event that any section, subsection or portion of this article shall be declared by any competent court to be invalid for any reason, such decision shall not be deemed to affect the validity of any other section, subsection or portion of this article.

(Ord. No. 4-07/08, 9/5/07 [Fiscal Note: Less than \$1000])

Sec. 3-69 through 3-70 Reserved.

(Ord. No. 13-07/08, 5/5/08 [Fiscal Note: Less than \$1000])

**AN ORDINANCE PERTAINING TO THE ZONING AND LAND USE CODE
THE CITY OF LEWISTON HEREBY ORDAINS:**

Appendix A of the Code of Ordinances of the City of Lewiston, Maine is hereby amended as follows:

**APPENDIX A
ZONING AND LAND USE CODE
ARTICLE V. ADMINISTRATION AND ENFORCEMENT**

Sec. 3. General provisions.

(x) Notwithstanding the provisions under Article XI, section 1 through 14, district regulations, with respect to permitted and conditional uses, the keeping of up to six chickens is permitted in **all-residential** zoning districts on lots developed with single family detached dwellings including mobile homes on individual lots pursuant to the provisions contained in Chapter 14, Article XIII, Sec 14-45 thru 14-57 and Chapter 22, Section 22-28.

REASONS FOR THE PROPOSED AMENDMENT

In the City of Lewiston, the keeping of chicken is limited to properties located in the Rural Agricultural (RA) district on lots of at least three acres. Within the last year, there has been an interest by citizens to keep domesticated chickens in zoning districts other than the RA. On June 16, 2009 the City Council voted for the Planning Board to prepare an amendment to allow the keeping of chickens in residential areas and provide a recommendation for the City Council's consideration.

The proposed amendment to Article V, Section 3(X) of the Zoning and Land Use Code allows for the keeping of up to six chickens is permitted in all zoning districts on lots developed with single family detached dwellings including mobile homes on individual lots pursuant to the provisions contained below in Chapter 14, Article XIII, Sec 14-45 thru 14-57 and Chapter 22, Section 22-28.

**AN ORDINANCE PERTAINING TO THE KEEPING OF CHICKENS IN THE
CITY OF LEWISTON HEREBY ORDAINS:**

Chapter 14 Animals

Article I. In General

Sec.14-1. Definitions

Setback, front means the distance from the front line of the property or the side line of the street.

Setback, rear means the distance from the rear line of the lot.

Setback, side means the distance from the side property line of the lot. Any lot line not a back lot line or a front lot line shall be deemed a side lot line.

Article VII. Keeping of Non-Domestic Animals

DIVISION 3. OTHER ANIMALS

Sec. 14-31. Keeping of fowl, rabbits and guinea pigs.

Fowl, rabbits and guinea pigs shall only be kept on lots or tracts of land where allowed pursuant to Appendix A, Article XI of the Zoning and Land Use Code. Fowl, rabbits and guinea pigs must be kept indoors, or if outdoors, in a secure pen or enclosure. Litter and droppings from these animals must be collected and disposed of in accordance with the provisions of section 14-41, disposal of excrement in general, shall specifically apply to the disposal of excrement of fowl, rabbits, and guinea pigs. Provided, however, that the provisions of this section and section 14-41 shall not apply to ducks or other waterfowl inhabiting natural or manmade water courses or bodies of water.

Article XIII. Keeping of Chickens on Lots Developed with Single Family Detached Dwellings Including Mobile Homes on Individual Lots.

Sec. 14-45. Purpose

The purpose of this article is to provide standards for the keeping of domesticated chickens. It is intended to enable residents to keep a small number of female chickens on a non-commercial basis while creating standards and requirements that ensure that domesticated chickens do not adversely impact the neighborhood surrounding the property on which the chickens are kept.

~~**Sec. 14-46. License required.**~~

~~(a) An annual license is required for the keeping of any domesticated chickens. The annual license is personal to the licensee and may not be assigned.~~

~~(b) The fee for an annual license to keep chickens shall be paid by the licensee in accordance with the fee established by the City council.~~

~~(c) An applicant for a license to keep chickens must demonstrate compliance with the criteria and standards in this Article in order to obtain a license.~~

Sec. 14-47. Number and type of chickens allowed.

(a) The maximum number of chickens allowed is six (6) per lot developed with a single family dwelling.

(b) Only female chickens are allowed. There is no restriction on chicken species.

(c) Chickens must be purchased from an approved source such as the National Poultry Improvement Plan (i.e. hatcheries that participate in the National Poultry Improvement Plan).

Sec. 14-48. Non-commercial use only.

Chickens shall be kept as pets and for personal use only; no person shall sell eggs or engage in chicken breeding or fertilizer production for commercial purposes. The slaughtering of chickens is prohibited.

Sec. 14-49. Enclosures.

(a) Chickens must be kept in an enclosure or fenced area (chicken pen) at all times during daylight hours. Enclosures must be clean, dry, and odor-free, kept in a neat and sanitary condition at all times, in a manner that will not disturb the use or enjoyment of neighboring lots due to noise, odor or other adverse impact. The chicken pen must provide adequate sun and shade and must be impermeable to rodents, wild birds, and predators, including dogs and cats. It shall be constructed with sturdy wire fencing of not greater than one quarter inch openings and buried at least 12" in the ground. The pen must be covered with wire fencing of not greater than one quarter inch openings, aviary netting, or solid roofing.

(b) Chickens shall be secured within a henhouse during non-daylight hours.

(1) Any henhouse shall be at least twenty-five (25) feet from any dwelling unit. The henhouse shall be enclosed on all sides and shall have a roof and doors. Access doors must be able to be shut and locked at night. Opening windows and vents must be covered with predator and bird-proof wire of not greater than one quarter inch openings. The use of scrap, waste board, sheet metal, or similar materials is prohibited. The henhouse must be well-maintained.

(2) Chicken enclosures and henhouses shall have a minimum front setback of forty (40) feet and a minimum side and rear setback of at least twenty-five (25) feet. Henhouses are not allowed to be attached or located in any part of a dwelling unit.

Sec. 14-50. Odor and noise impacts.

(a) Odors from chickens, chicken manure, or other chicken-related substances shall not be perceptible at the property boundaries.

(b) Perceptible noise from chickens shall not be loud enough at the property boundaries to disturb persons of reasonable sensitivity.

Sec. 14-51. Lighting.

Only motion-activated lighting may be used to light the exterior of the henhouse. Henhouses may be lit by electric lighting.

Sec. 14-52. Predators, rodents, insects, and parasites.

The property owner and/or chicken owner shall take all necessary action to reduce the attraction of predators and rodents and the potential infestation of insects and parasites. Chickens found to be infested with insects and parasites that may result in unhealthy conditions to human habitation may be removed by the City, through the animal control officer, or any other designee, and the cost of the same shall be borne by the property owner and/or chicken owner.

Sec. 14-53. Feed and water.

Chickens must be provided with access to feed and clean water at all times; such feed and water shall be unavailable to rodents, wild birds and predators. Chicken feed must be stored in water tight covered metal containers.

Sec. 14-54. Waste storage and removal.

Provision must be made for the storage and removal of chicken manure. All stored manure shall be covered by a fully enclosed container. No more than one, five gallon container of manure shall be stored on any one property housing chickens. All other manure shall be removed. In addition, the henhouse, chicken pen and surrounding area must be kept free from trash and accumulated droppings. Uneaten feed shall be removed in a timely manner.

Sec. 14-55. Revocation of license.

A license to keep chickens may be revoked where there is a risk to public health or safety or for any violation of or failure to comply with any of the provisions of any other applicable ordinance or law.

Sec. 14-56. Removal of chickens.

In addition to the penalty stated in Article I, Sec. 14-2, any violation of the provisions of this article shall be grounds for an order from the city to remove the chickens and the chicken-related structures. The health officer or animal control officer may order the removal of the chickens upon a determination that the chickens pose a health risk. If a chicken dies, it must be disposed of promptly in a sanitary manner such as placing it in a

~~2/6/201411/22/201311/21/2013~~

sealed heavy gauge 3 mil plastic bag and then placing the bag in a water tight covered metal container prior to removal to an approved solid waste facility.

Sec. 14-57. Separability.

In the event that any section, subsection or portion of this article shall be declared by any competent court to be invalid for any reason, such decision shall not be deemed to affect the validity of any other section, subsection or portion of this article.



Finance Department

Heather Hunter
Director of Finance/Treasurer
hhunter@lewistonmaine.gov



TO: Mayor Robert E. Macdonald
And Members of the City Council

FROM: Heather Hunter, Finance Director

SUBJECT: **Proposed New Fees & Fee Increases**

DATE: February 5, 2014

Given the state of the State budget with the potential imminent revenue sharing massacre, and our upcoming budget deliberations, various departmental fees have been reviewed to determine if an increase is warranted. In addition to potential fee adjustments, consideration was given to proposing new fees for service. However, many fees that we might target for increases are set by the State and not included in the detail provided.

The attached list provides the services the City charges for, the current charge, and, where applicable, the proposed increased amount. Also included are a few new fees for your consideration. The timing of this review is appropriate because, if you agree with the proposed adjustments, they can be placed on the next City Council agenda for adoption. If adopted in full or in part, the resulting additional revenues can be incorporated in the City Administrator's recommended FY2015 budget that will be presented to you on March 25th. It would be your prerogative if you wished to make the changes effective immediately to provide a marginal increase in revenues for FY2014 or defer the effective date until 7/1/2014, the beginning of the fiscal year.

The bullets below provide the general rational to the detail that's proposed on the attached list:

- Most proposed increases hover around the 5% mark and the last mass fee adjustment was made in FY2009, unless otherwise noted.
- Fees such as building inspections and library charges were set in tandem with the City of Auburn and recently adjusted so they remain unchanged for the most part.
- The City Clerk polled several municipalities and discovered some of our business licenses are well below the average charged, thus providing the support for those larger increases.
- Some items are noted as "currently being charged", but aren't listed in a policy so these become housekeeping items to formally incorporate those fees in a policy.

- Solid waste associated fees were deliberately left at the current rate as we are at the higher end of the municipalities; and/or we didn't want to create a greater hardship for trash removal so that the City experiences further random dumping especially in the downtown area.
- Given labor intensity, the following items represent new fees for service: quitclaim execution fee, engineering plan spec circulation, and "exempt" non-City of Lewiston organizations facility rental.

These proposed new fees and fee increases have been vetted by the departments. With the exception of the nonresident recreation fee, they are in support of the proposed amounts. I would be happy to address questions and concerns during the workshop, or feel free to contact me in advance of the meeting.

City of Lewiston
 Master City Fee Schedule excluding Water, Sewer & Storm Water Rates
 Fiscal Year 2015 Fee Increases

Policy #	Department	Description	Current Rate	Proposed Rate	Last Adjusted
Building Construction Electrical & Plumbing Permits:					
4	Code Enf.	Single Family New Construction/Additions Base	25.00		7/1/2013
4	Code Enf.	Single New Construction - per sq. ft.	0.25		7/1/2013
4	Code Enf.	Mobile Homes New/Used/Additions Base	25.00		7/1/2013
4	Code Enf.	Mobile Homes - per sq. ft.	0.15		7/1/2013
4	Code Enf.	Mobile Homes Additions - per sq. ft.	0.25		7/1/2013
4	Code Enf.	Odd Renovations - lump sum	25.00		7/1/2013
4	Code Enf.	Odd Renovations - per thousand dollar of estimated value	5.00		7/1/2013
4	Code Enf.	Structure Accessory Base	25.00		7/1/2013
4	Code Enf.	Structure Accessory - per sq. ft.	0.07		7/1/2013
4	Code Enf.	Multi-family New Constructions/Additions Base	25.00		7/1/2013
4	Code Enf.	Multi-family New Constructions/Additions - per sq. ft.	0.30		7/1/2013
4	Code Enf.	Mult-family Renovations Base	25.00		7/1/2013
4	Code Enf.	Mult-family Renovations - per thousand dollar of estimated value	5.00		7/1/2013
4	Code Enf.	Commercial New Construction/Renovations Base	25.00		7/1/2013
4	Code Enf.	Commercial New Construction - per sq. ft. per floor	0.35		7/1/2013
4	Code Enf.	Commercial Renovations - per thousand dollar of estimated value	7.00		7/1/2013
4	Code Enf.	Underground Tank - first tank	50.00		7/1/2013
4	Code Enf.	Underground Tank - additional tanks same location	15.00		7/1/2013
4	Code Enf.	Demolition - Interior	50.00		7/1/2013
4	Code Enf.	Demolition < 1000 sq. ft.	27.00		7/1/2013
4	Code Enf.	Demolition > 1000 sq. ft. but < 5000 sq. ft. Base	80.00		7/1/2013
4	Code Enf.	Demolition > 5000 sq. ft. Base	210.00		7/1/2013
4	Code Enf.	Demolition - per sq. ft.	0.02		7/1/2013
4	Code Enf.	Foundation Only Base	25.00		7/1/2013
4	Code Enf.	Foundation Only - per thousand dollar of estimated value	5.00		7/1/2013
4	Code Enf.	Moving Permit	100.00		7/1/2013
4	Code Enf.	Occupancy Permit Penalty	260.00		7/1/2013
4	Code Enf.	Change of Use	40.00		7/1/2013
4	Code Enf.	Fence	25.00		7/1/2013
4	Code Enf.	Pools - Above Ground	35.00		7/1/2013
4	Code Enf.	Pools - In-ground	80.00		7/1/2013
4	Code Enf.	Driveways	25.00		7/1/2013
4	Code Enf.	Parking Lot Base	50.00		7/1/2013
4	Code Enf.	Parking Lot - per space	3.00		7/1/2013
4	Code Enf.	Signage Base	25.00		7/1/2013
4	Code Enf.	Signage - per sq. ft.	0.50		7/1/2013
4	Code Enf.	Belated Fees	Double		7/1/2013
16	Code Enf.	Residential Minimum Fee	32.00		6/28/2010
16	Code Enf.	Commercial Minimum Fee	42.00		6/28/2010
16	Code Enf.	Dwelling Units Minimum Fee	58.00		6/28/2010
16	Code Enf.	Manufactured Homes Minimum Fee	42.00		6/28/2010
16	Code Enf.	Temporary Services	30.00		6/28/2010
16	Code Enf.	Single Phase Meter & up to 100 amp Panel Base	12.00		6/28/2010
16	Code Enf.	Additional 100 amp Increment	7.00		6/28/2010
16	Code Enf.	Additional Meter	7.00		6/28/2010
16	Code Enf.	Additional Subpanel up to 100 amps	7.00		6/28/2010
16	Code Enf.	Subpanel Additional 100 amp Increments	10.00		6/28/2010
16	Code Enf.	Three Phase Meter & Panel up to 100 amps	30.00		6/28/2010
16	Code Enf.	Three Phase Meter Additional 100 amp Increments	7.00		6/28/2010
16	Code Enf.	Additional Three Phase Meter	7.00		6/28/2010
16	Code Enf.	Three Phase Additional Subpanel up to 100 amp	10.00		6/28/2010
16	Code Enf.	Additional Three Phase Subpanel 100 amp Increments	10.00		6/28/2010
16	Code Enf.	120 Volt Wiring Openings - 1-10 Openings	12.00		6/28/2010
16	Code Enf.	120 Volt Wiring Openings - 11-30 Openings	15.00		6/28/2010
16	Code Enf.	120 Volt Wiring Openings - 31-60 Openings	20.00		6/28/2010
16	Code Enf.	120 Volt Wiring Openings - >61 Openings per openings	0.50		6/28/2010
16	Code Enf.	120 Volt Appliances	5.00		6/28/2010
16	Code Enf.	240 Volt Appliances	10.00		6/28/2010
16	Code Enf.	Heating - Electric per kw	3.00		6/28/2010
16	Code Enf.	Heating - Gas or Other	12.00		6/28/2010
16	Code Enf.	Pools - Above Ground	40.00		6/28/2010
16	Code Enf.	Pools - In-ground	50.00		6/28/2010
16	Code Enf.	Hot Tub, Spas, Sauna	37.00		6/28/2010
16	Code Enf.	Alarms - up to 10 Devices	18.00		6/28/2010
16	Code Enf.	Alarms - over 10 Devices per device	0.55		6/28/2010
16	Code Enf.	Transformers, Generators & UPS Battery Backup - to 10 kw/kva	18.00		6/28/2010
16	Code Enf.	Transformers, Generators & UPS Battery Backup - 11 to 25 kw/kva	24.00		6/28/2010
16	Code Enf.	Transformers, Generators & UPS Battery Backup - over 25 kw/kva	30.00		6/28/2010
16	Code Enf.	Circuses, Fairs, Special Events, Mass Gatherings - up to 400 amps	50.00		6/28/2010
16	Code Enf.	Circuses, Fairs, Special Events, Mass Gatherings - over 400 amps	100.00		6/28/2010
16	Code Enf.	Motors - to 5 hp	8.00		6/28/2010
16	Code Enf.	Motors - 6 to 10 hp	12.00		6/28/2010

City of Lewiston
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 Fiscal Year 2015 Fee Increases

Policy #	Department	Description	Current Rate	Proposed Rate	Last Adjusted
16	Code Enf.	Motors - 11 to 25 hp	18.00		6/28/2010
16	Code Enf.	Motors - over 25 hp in 5 hp increments	2.00		6/28/2010
16	Code Enf.	Signs - Permanent	25.00		6/28/2010
16	Code Enf.	Signs - Portable	15.00		6/28/2010
16	Code Enf.	Battery Emergency Lights - per unit	7.00		6/28/2010
16	Code Enf.	Water, Sewer, Gas, Well Pumps - per unit	10.00		6/28/2010
16	Code Enf.	Private Request Electrical Inspection & Report	150.00		6/28/2010
16	Code Enf.	Business Inspection for State Licensing	40.00	56.00	6/28/2010
16	Code Enf.	Belated Fees - First Offense per Calendar Year	200.00		6/28/2010
16	Code Enf.	Belated Fees - Two or More Offenses per Calendar Year	1,600.00		6/28/2010
43	Code Enf.	Plumbing Fee - Minimum	40.00		9/4/2012
43	Code Enf.	Plumbing Fee per fixture	10.00		9/4/2012
43	Code Enf.	Subsurface Waste Water - Nonengineered	250.00		9/4/2012
43	Code Enf.	Subsurface Waste Water - Field Only	150.00		9/4/2012
43	Code Enf.	Subsurface Waste Water - Treatment Tank Only - Nonengineered	150.00		9/4/2012
43	Code Enf.	Subsurface Waste Water - Engineered	300.00		9/4/2012
43	Code Enf.	Subsurface Waste Water - Treatment Tank Only - Engineered	120.00		9/4/2012
43	Code Enf.	Subsurface Waste Water - Holding Tank	150.00		9/4/2012
43	Code Enf.	Subsurface Waste Water - Other Components	50.00		9/4/2012
43	Code Enf.	Subsurface Waste Water - Separate Laundry Disposal Field	50.00		9/4/2012
43	Code Enf.	Subsurface Waste Water - Seasonal Conversion	75.00		9/4/2012
43	Code Enf.	Subsurface Waste Water - Variance	50.00		9/4/2012
43	Code Enf.	Subsurface Waste Water - Primitive System	150.00		9/4/2012
43	Code Enf.	Subsurface Waste Water - Alternative Toilet Only	75.00		9/4/2012
43	Code Enf.	Belated Plumbing Fees	Double		9/4/2012
81	Code Enf.	Maximum Code Violation Fee	1,055.00		
81	Code Enf.	Civil Penalties - First Violation	110.00		
81	Code Enf.	Civil Penalties - Second Violation	215.00		
81	Code Enf.	Civil Penalties - Third Violation	425.00		
81	Code Enf.	Civil Penalties - Four or More Violations	850.00		
Zoning & Board of Appeal Fees:					
71	Planning	Board of Appeals - per appeal	150.00		6/28/2010
71	Planning	Code Amendment - Text & Map plus advertising	400.00		6/28/2010
71	Planning	Minor Site Plan Review - Staff	200.00		6/28/2010
71	Planning	Site Plan Review - Major plus advertising	500.00		6/28/2010
71	Planning	Site Plan Amendment - Staff	100.00		6/28/2010
71	Planning	Subdivision & Mobile Home Park 0-3 Lots	750.00		6/28/2010
71	Planning	Additional Lots, per each	100.00		6/28/2010
71	Planning	Delegated Review, plus plan review fee	1,000.00		6/28/2010
71	Planning	Zoning Conformance/Rebuild Letter	50.00		6/28/2010
72	Planning	Vacating Proposed Ways - 1-50 Names	55.00		7/16/2008
72	Planning	Vacating Proposed Ways - 51-100 Names	80.00		7/16/2008
72	Planning	Vacating Proposed Ways - 100 Names	105.00		7/16/2008
City Clerk Licenses & Fees:					
7	City Clerk	Nonbusiness Hour Inspection Fee	53.00	56.00	7/1/2008
7	City Clerk	Denied or Canceled License Fee	11.00	12.00	7/1/2008
7	City Clerk	Adult Amusement Device - per device	1,055.00	1,108.00	7/1/2008
7	City Clerk	Adult Entertainment License	1,580.00	1,660.00	7/1/2008
7	City Clerk	After Hours Entertainment Events	210.00	220.00	7/1/2008
7	City Clerk	Automobile Graveyards & Junkyards	50.00	75.00	7/1/2008
7	City Clerk	Automobile Graveyards & Junkyards - pub. fee currently charging	25.00		
7	City Clerk	Beano/Bingo Approval	16.00	20.00	7/1/2008
7	City Clerk	Billiard/Pool Hall - per room	85.00	90.00	7/1/2008
7	City Clerk	Bowling Alley	85.00	90.00	7/1/2008
7	City Clerk	Carnivals & Circuses - per day	170.00	180.00	7/1/2008
7	City Clerk	Class A Lounge - <1200 sq. ft.	1,400.00	1,470.00	7/1/2008
7	City Clerk	Class A Lounge - 1201 to 2000 sq. ft.	1,725.00	1,815.00	7/1/2008
7	City Clerk	Class A Lounge - 2001 to 3000 sq. ft.	1,945.00	2,045.00	7/1/2008
7	City Clerk	Class A Lounge - >3001 sq. ft.	2,165.00	2,275.00	7/1/2008
7	City Clerk	Closing Out Sales	58.00	61.00	7/1/2008
7	City Clerk	Closing Out Sales - 60 Day Extension	27.00	28.00	7/1/2008
7	City Clerk	Coin-operated Amusement Devices - per device	58.00	75.00	7/1/2008
7	City Clerk	Coin-operated Amusement Devices - ten or more devices	580.00	750.00	7/1/2008
7	City Clerk	Flammable Liquid Storage - for retail sale	110.00	115.00	7/1/2008
7	City Clerk	Flammable Liquid Storage - not for retail sale	58.00	61.00	7/1/2008
7	City Clerk	Flea Market - 1-75 spaces, per day	32.00	34.00	7/1/2008
7	City Clerk	Flea Market - >75 spaces, per day	58.00	61.00	7/1/2008
7	City Clerk	Flea Market - Yearly Permit	550.00	578.00	7/1/2008
7	City Clerk	Food Service Establishment - Class A - <3000 sq. ft.	325.00	350.00	7/1/2008
7	City Clerk	Food Service Establishment - Class A - 3001 to 6000 sq. ft.	430.00	465.00	7/1/2008
7	City Clerk	Food Service Establishment - Class A - >6000 sq. ft.	536.00	575.00	7/1/2008
7	City Clerk	Food Service Establishment - Class B	163.00	200.00	7/1/2008
7	City Clerk	Food Service Establishment - Class C	163.00	200.00	7/1/2008

City of Lewiston
Master City Fee Schedule excluding Water, Sewer & Storm Water Rates
Fiscal Year 2015 Fee Increases

Policy #	Department	Description	Current Rate	Proposed Rate	Last Adjusted
7	City Clerk	Food Service Establishment - Class D	116.00	150.00	7/1/2008
7	City Clerk	Food Service Establishment - Class E	337.00	365.00	7/1/2008
7	City Clerk	Food Service Establishment - Class F	58.00	65.00	7/1/2008
7	City Clerk	Food Service Establishment - Class G	27.00	50.00	7/1/2008
7	City Clerk	Games of Chance	11.00	17.00	7/1/2008
7	City Clerk	Garage Sale Permits	10.00	10.00	7/1/2008
7	City Clerk	Group Care Facilities	63.00	66.00	7/1/2008
7	City Clerk	Innkeeper - No Alcohol	111.00	117.00	7/1/2008
7	City Clerk	Innkeeper - Alcohol	405.00	575.00	7/1/2008
7	City Clerk	Junk Collector	42.00	44.00	7/1/2008
7	City Clerk	Liquor Service - Catering Permit for Offsite Service	16.00	17.00	7/1/2008
7	City Clerk	Liquor Application for License for Incorporated Civic Organizations	16.00	17.00	7/1/2008
7	City Clerk	Lodging House - 1 to 10 Rooms	37.00	56.00	7/1/2008
7	City Clerk	Lodging House - > 10 Rooms	80.00	84.00	7/1/2008
7	City Clerk	Massage Therapists Establishment - Application Fee	105.00	110.00	7/1/2008
7	City Clerk	Massage Therapists Establishment - License Fee	185.00	195.00	7/1/2008
7	City Clerk	Medical Marijuana - Application Fee for Registered Primary Caregiver	525.00	550.00	7/1/2008
7	City Clerk	Medical Marijuana - Application Fee for Registered Dispensary	525.00	550.00	7/1/2008
7	City Clerk	Mobil Home - per park	105.00	110.00	7/1/2008
7	City Clerk	Mobil Home - per space over 20	5.00	6.00	7/1/2008
7	City Clerk	Motion Picture Theater	275.00	300.00	7/1/2008
7	City Clerk	Motion Picture Theater - Special 30 Day License	27.00	56.00	7/1/2008
7	City Clerk	Outdoor Liquor Service Permit		25.00	
7	City Clerk	Outdoor Entertainment Event	11.00	50.00	7/1/2008
7	City Clerk	Outpatient Addiction Treatment Clinic Application Fee	525.00	550.00	7/1/2008
7	City Clerk	Pawnbroker	84.00	88.00	7/1/2008
7	City Clerk	Peddler - In State	53.00	56.00	7/1/2008
7	City Clerk	Peddler - Out of State	105.00	110.00	7/1/2008
7	City Clerk	Peddler - Special Event License	37.00	39.00	7/1/2008
7	City Clerk	Racetrack	111.00	117.00	7/1/2008
7	City Clerk	Roller Skating Rink	58.00	61.00	7/1/2008
7	City Clerk	Roving Diner	84.00	100.00	7/1/2008
7	City Clerk	Secondhand Dealer	84.00	88.00	7/1/2008
7	City Clerk	Shelter	85.00	90.00	7/1/2008
7	City Clerk	Sound Amplification - per day	16.00	17.00	7/1/2008
7	City Clerk	Special Amusement Permit - less than 6 months	58.00	61.00	7/1/2008
7	City Clerk	Special Amusement Permit - Class A & B no dancing - one year	116.00	125.00	7/1/2008
7	City Clerk	Special Amusement Permit - Class C, D, E & F w' dancing - one year	116.00	150.00	
7	City Clerk	Special Food Handler - Prepackaged Food Only	42.00	44.00	7/1/2008
7	City Clerk	Special Food Handler - Processing	84.00	88.00	7/1/2008
7	City Clerk	Tattooing - Application Fee	105.00	110.00	7/1/2008
7	City Clerk	Tattooing - License Fee	185.00	195.00	7/1/2008
7	City Clerk	Taxicab - per cab	53.00	56.00	7/1/2008
7	City Clerk	Taxicab - per driver	21.00	25.00	7/1/2008
7	City Clerk	Taxicab - New Card for Cab	3.00	4.00	7/1/2008
7	City Clerk	Taxicab - New Card for Driver	3.00	4.00	7/1/2008
7	City Clerk	Taxicab - Transfer	11.00	12.00	7/1/2008
Ord	City Clerk	Section 10-85 Special Amusement Permit Penalty - First Offense	525.00		
Ord	City Clerk	Section 10-85 Special Amusement Permit Penalty - Second Offense	1,050.00		
Ord	City Clerk	Section 10-85 Special Amusement Permit Penalty - Three or more	2,100.00		
Ord	City Clerk	Sec. 10-168 After Hours Entertainment Penalty - First Offense	525.00		
Ord	City Clerk	Sec. 10-168 After Hours Entertainment Penalty - Second Offense	1,050.00		
Ord	City Clerk	Sec. 10-168 After Hours Entertainment Penalty - Three or more	2,100.00		
Ord	City Clerk	Sec. 22-404 Massage Establishments & Therapist - minimum	265.00		
Ord	City Clerk	Sec. 22-404 Massage Establishments & Therapist - maximum	530.00		
Ord	City Clerk	Sec. 22-419 O/P Addiction Treat. Clinics Penalty - min. per violation, per day	105.00		
Ord	City Clerk	Sec. 22-419 O/P Addiction Treat. Clinics Penalty - max. per violation, per day	2,630.00		
City Hall Misc. Fees:					
81	City Clerk	Genealogy Research	5.00	6.00	
81	City Clerk	Lineage verification fee for the purchase of certified copies	2.00		
81	City Clerk	Voter Card	4.00	5.00	
7	City Clerk	Zoning & Land Use Code	30.00		
7	City Clerk	Entire Voter List - CD	80.00	Set by State	
7	City Clerk	One Ward/House District - CD	21.00	Set by State	
7	City Clerk	Democrats Only - CD	42.00	Set by State	
7	City Clerk	Republicans Only - CD	21.00	Set by State	
7	City Clerk	Other Only - CD	11.00	Set by State	
7	City Clerk	Unenrolled Only - CD	32.00	Set by State	
7	City Clerk	Entire Voter List - Paper	185.00	Set by State	
7	City Clerk	One Ward/House District - Paper	42.00	Set by State	
7	City Clerk	Democrats Only - Paper	90.00	Set by State	
7	City Clerk	Republicans Only - Paper	42.00	Set by State	
7	City Clerk	Unenrolled Only - Paper	63.00	Set by State	

City of Lewiston
 Master City Fee Schedule excluding Water, Sewer & Storm Water Rates
 Fiscal Year 2015 Fee Increases

Policy #	Department	Description	Current Rate	Proposed Rate	Last Adjusted
81	City Clerk	Administering Oath as a Dedimus Justice	5.00		
81	City Clerk	Wedding Ceremonies	75.00		
Ord.	Social Serv.	Confidentiality of Information Penalty - minimum	30.00		
Ord.	Social Serv.	Confidentiality of Information Penalty - maximum	105.00	100.00	set by State
Recreation & Library Facility Rental Fees:					
3	Recreation	Field fee per game	30.00		7/1/2013
3	Recreation	Tournament Fee	11.00	15.00	7/1/2013
28	Recreation	Gymnasium Rental - Commercial per hour	Currently charging 60.00	75.00	
28	Recreation	Gymnasium Rental - Nonprofit per hour	Currently charging 25.00	50.00	
28	Recreation	Gymnasium Rental - Exempt Non-City of Lewiston per hour		25.00	
28	Library/Rec	Facility/Field Use Nonrefundable Deposit/Application Fee	50.00		4/2/2013
28	Library/Rec	Armory Main Hall - Commercial Revenue - 1st day	465.00		4/2/2013
28	Library/Rec	Armory Main Hall - Commercial Revenue - 2nd day	345.00		4/2/2013
28	Library/Rec	Armory Main Hall - Commercial Revenue - 3rd day	290.00		4/2/2013
28	Library/Rec	Armory Main Hall - Commercial Nonrevenue - 1st day	345.00		4/2/2013
28	Library/Rec	Armory Main Hall - Commercial Nonrevenue - 2nd day	290.00		4/2/2013
28	Library/Rec	Armory Main Hall - Commercial Nonrevenue - 3rd day	230.00		4/2/2013
28	Library/Rec	Armory Main Hall - Nonprofit Revenue - 1st day	230.00		4/2/2013
28	Library/Rec	Armory Main Hall - Nonprofit Revenue - 2nd day	205.00		4/2/2013
28	Library/Rec	Armory Main Hall - Nonprofit Revenue - 3rd day	175.00		4/2/2013
28	Library/Rec	Armory Main Hall - Nonprofit Nonrevenue - 1st day	175.00		4/2/2013
28	Library/Rec	Armory Main Hall - Nonprofit Nonrevenue - 2nd day	145.00		4/2/2013
28	Library/Rec	Armory Main Hall - Nonprofit Nonrevenue - 3rd day	115.00		4/2/2013
28	Library/Rec	Armory Meeting Rooms - Commercial Revenue	60.00		4/2/2013
28	Library/Rec	Armory Meeting Rooms - Commercial Nonrevenue	45.00		4/2/2013
28	Library/Rec	Armory Meeting Rooms - Nonprofit Revenue	35.00		4/2/2013
28	Library/Rec	Armory Meeting Rooms - Nonprofit Nonrevenue	25.00		4/2/2013
28	Library/Rec	Activity Room - Commercial Revenue	145.00		4/2/2013
28	Library/Rec	Activity Room - Commercial Nonrevenue	115.00		4/2/2013
28	Library/Rec	Activity Room - Nonprofit Revenue	90.00		4/2/2013
28	Library/Rec	Activity Room - Nonprofit Nonrevenue	60.00		4/2/2013
28	Library/Rec	Senior Room - Commercial Revenue	115.00		4/2/2013
28	Library/Rec	Senior Room - Commercial Nonrevenue	90.00		4/2/2013
28	Library/Rec	Senior Room - Nonprofit Revenue	60.00		4/2/2013
28	Library/Rec	Senior Room - Nonprofit Nonrevenue	45.00		4/2/2013
28	Library/Rec	Library Callahan Hall - Commercial Revenue	315.00		4/2/2013
28	Library/Rec	Library Callahan Hall - Commercial Nonrevenue	210.00		4/2/2013
28	Library/Rec	Library Callahan Hall - Nonprofit Revenue	210.00		4/2/2013
28	Library/Rec	Library Callahan Hall - Nonprofit Nonrevenue	160.00		4/2/2013
28	Library/Rec	Library Computer Lab - Commercial Revenue	315.00		4/2/2013
28	Library/Rec	Library Computer Lab - Commercial Nonrevenue	210.00		4/2/2013
28	Library/Rec	Library Computer Lab - Nonprofit Revenue	210.00		4/2/2013
28	Library/Rec	Library Computer Lab - Nonprofit Nonrevenue	160.00		4/2/2013
28	Library/Rec	Library Couture Room - Commercial Revenue	65.00		4/2/2013
28	Library/Rec	Library Couture Room - Commercial Nonrevenue	55.00		4/2/2013
28	Library/Rec	Library Couture Room - Nonprofit Revenue	35.00		4/2/2013
28	Library/Rec	Library Couture Room - Nonprofit Nonrevenue	30.00		4/2/2013
28	Library/Rec	Library Conference Room - Commercial Revenue	65.00		4/2/2013
28	Library/Rec	Library Conference Room - Commercial Nonrevenue	55.00		4/2/2013
28	Library/Rec	Library Conference Room - Nonprofit Revenue	35.00		4/2/2013
28	Library/Rec	Library Conference Room - Nonprofit Nonrevenue	30.00		4/2/2013
28	Library/Rec	Public Address System per session	30.00	50.00	4/2/2013
28	All	Exempt Non-City of Lewiston Meeting Room Fee	passed		
28	Library/Rec	Tables - each	2.35	5.00	4/2/2013
28	Library/Rec	Chairs 26-50	12.00	20.00	4/2/2013
28	Library/Rec	Chairs 51-100	24.00	35.00	4/2/2013
28	Library/Rec	Chairs 101-150	35.00	45.00	4/2/2013
28	Library/Rec	Chairs 151-250	45.00	65.00	4/2/2013
28	Library/Rec	Chairs >250	60.00	100.00	4/2/2013
28	Library/Rec	Floor Cover & Tape	180.00	225.00	4/2/2013
77	Recreation	Park Application Fee	50.00		4/2/2013
77	Recreation	Dufresne Park Fee - per day (Lewiston Based Nonprofits pay 20% of fee)	265.00		4/2/2013
77	Recreation	Simard-Payne Park Fee - per day (Lewiston Based Nonprofits pay 20% of fee)	135.00		4/2/2013
Fire Alarm Fees:					
30	Fire	Annual Master Alarm Box Fee per building	345.00	350.00	7/1/2010
30	Fire	False Alarm - Second	50.00	55.00	7/1/2010
30	Fire	False Alarm - Third	85.00	90.00	7/1/2010
30	Fire	False Alarm - Fourth	110.00	115.00	7/1/2010
30	Fire	False Alarm - Fifth	140.00	145.00	7/1/2010

City of Lewiston
 Master City Fee Schedule excluding Water, Sewer & Storm Water Rates
 Fiscal Year 2015 Fee Increases

Policy #	Department	Description	Current Rate	Proposed Rate	Last Adjusted
30	Fire	False Alarm - Six or more	375.00	380.00	7/1/2010
81	Fire	Chapter 38 Class B or C Gas Leak	1,050.00		
Library Fines & Publication Fees:					
39	Library	Nonresident Fee	60.00		6/30/2013
39	Library	Late Fee per item, per day	0.10		6/30/2013
39	Library	Maximum Fine	5.00		6/30/2013
39	Library	Video Rentals per 7 day period	1.00		6/30/2013
39	Library	Video Late Fee per video, per day	0.10	Currently charging not on schedule	6/30/2013
39	Library	Maximum Video Fine	5.00	Currently charging not on schedule	6/30/2013
Parking Rates & Violations:					
42	Public Works	Parking Card	5.00	Currently charging not on schedule	
42	Public Works	Replacement Parking Card	10.00	Currently charging not on schedule	
42	Public Works	Hourly Rate (1st hour free), per hour	1.00		
42	Public Works	Maximum Daily Rate	6.00		
42	Public Works	Monthly Parking Pass	55.00		
42	Public Works	Annual Parking Pass	600.00		
42	Public Works	Downtown Resident Monthly Parking Pass	42.00		
42	Public Works	Major Employers - 50 or More Passes on Annual Program	540.00		
42	Public Works	Major Employers - 150 + Passes at Oak St. or Southern Gateway per month	35.00		
42	Public Works	Canal Street Lot Monthly Fee	69.00		
42	Public Works	Canal Street Lot Signage Fee	40.00		
42	Public Works	Hourly Parking Meter Fee	0.50	1.00	Costs assoc
42	Public Works	Automobile Engine Block Heater Fee - 800 watts or less, per month		25.00	
42	Public Works	Automobile Engine Block Heater Fee - 801 to 1600 watts, per month		40.00	
Police Penalties:					
81	Police	Sec. 50-85 Penalties for Minors - Minimum	26.00	30.00	
81	Police	Sec. 50-85 Penalties for Minors - Maximum	105.00	110.00	
81	Police	Sec. 50-107 Discharging Fire Arms & Explosives - 1st, not to exceed	265.00	280.00	
81	Police	Sec. 50-107 Discharging Fire Arms & Explosives - 2nd, not to exceed	530.00	560.00	
81	Police	Sec. 50-164 Obscenity Penalty - each offense	1,050.00	1,105.00	
81	Police	Sec. 50-185 Operation of Noise Creating Device in Public - 1st Penalty	55.00	60.00	
81	Police	Sec. 50-185 Operation of Noise Creating Device in Public - 2nd Penalty	225.00	240.00	
81	Police	Sec. 50-185 Operation of Noise Creating Device in Public - 3rd Penalty	325.00	345.00	
81	Police	Sec. 50-185 Operation of Noise Creating Device in Public - 4th Penalty	525.00	560.00	
81	Police	Sec. 50-211 Graffiti Penalty - 1st Penalty, not to exceed	500.00	525.00	
81	Police	Sec. 50-211 Graffiti Penalty - 2nd Penalty, not to exceed	1,000.00	1,050.00	
81	Police	Sec. 50-211 Graffiti Penalty - 3 or more Penalties, not to exceed	2,000.00	2,100.00	
81	Police	Chapter 14 - Animal Penalty - 1st & 2nd Offense	160.00	170.00	
81	Police	Chapter 14 - Animal Penalty - 3 or More Offenses	530.00	560.00	
81	Police	Chapter 14 Dangerous Animal Penalty - 1st Offense, no less than	500.00	525.00	
81	Police	Chapter 14 Dangerous Animal Penalty - 2 or more Offenses, no less than	1,000.00	1,050.00	
81	Police	Chapter 50 Discharging Firearms - 1st Offense not to exceed	265.00	280.00	
81	Police	Chapter 50 Discharging Firearms - 2 or More Offenses not to exceed	530.00	560.00	
81	Police	Chapter 50 Use of Consumer Fireworks - 1st Offense	110.00	115.00	
81	Police	Chapter 50 Use of Consumer Fireworks - 2nd Offense	215.00	225.00	
81	Police	Chapter 50 Use of Consumer Fireworks - 3rd Offense	425.00	460.00	
81	Police	Chapter 50 Use of Consumer Fireworks - 4th Offense	850.00	890.00	
81	Police	Chapter 50 Aggressive Panhandling - 1st Offense	100.00		9/2013
81	Police	Chapter 50 Aggressive Panhandling - 2nd Offense	200.00		9/2013
81	Police	Chapter 50 Aggressive Panhandling - 3rd Offense	300.00		9/2013
81	Police	Chapter 50 Aggressive Panhandling - 4th Offense	400.00		9/2013
42	Police	Parking Ticket Exceeding Time Limit within 15 Days	17.00	18.00	9/2012
42	Police	Parking Ticket Exceeding Time Limit > 15 Days	35.00	36.00	9/2012
42	Police	Tickets Exceeding Metered Time Limit within 15 Days	12.00	13.00	9/2012
42	Police	Tickets Exceeding Metered Time Limit > 15 Days	24.00	26.00	9/2012
42	Police	Tickets too near Corner/Crosswalk within 15 Days	24.00	26.00	9/2012
42	Police	Tickets too near Corner/Crosswalk > 15 Days	47.00	52.00	9/2012
42	Police	Tickets Double Parking within 15 Days	24.00	26.00	9/2012
42	Police	Tickets Double Parking > 15 Days	47.00	52.00	9/2012
42	Police	Parking on Wrong Side of Street within 15 Days	24.00	26.00	9/2012
42	Police	Parking on Wrong Side of Street > 15 Days	47.00	52.00	9/2012
42	Police	Obstructing Driveway/Sidewalk/Crosswalk within 15 Days	24.00	26.00	9/2012
42	Police	Obstructing Driveway/Sidewalk/Crosswalk > 15 Days	47.00	52.00	9/2012
42	Police	Obstructing Taxi Stand/Bus Stop/Loading Zone within 15 Days	24.00	26.00	9/2012
42	Police	Obstructing Taxi Stand/Bus Stop/Loading Zone within 15 Days	47.00	52.00	9/2012
42	Police	Overnight Parking over an hour, within 15 Days	24.00	26.00	9/2012
42	Police	Overnight Parking over an hour, > 15 Days	47.00	52.00	9/2012
42	Police	Overnight Parking interfering with Snow Operator within 15 Days	29.00	31.00	9/2012

City of Lewiston
 Master City Fee Schedule excluding Water, Sewer & Storm Water Rates
 Fiscal Year 2015 Fee Increases

Policy #	Department	Description	Current Rate	Proposed Rate	Last Adjusted
42	Police	Overnight Parking interfering with Snow Operator > 15 Days	58.00	62.00	9/2012
42	Police	Dec 1 - March 31 Prohibited Zone within 15 Days	24.00	26.00	9/2012
42	Police	Dec 1 - March 31 Prohibited Zone > 15 Days	47.00	52.00	9/2012
42	Police	Emergency Parking Ban Fee	30.00	32.00	9/2012
42	Police	Within 15 ft. of a Fire Hydrant within 15 Days	35.00	37.00	9/2012
42	Police	Within 15 ft. of a Fire Hydrant > 15 Days	68.00	74.00	9/2012
42	Police	Prohibited Zone or Place within 15 Days	24.00	26.00	9/2012
42	Police	Prohibited Zone or Place > 15 Days	47.00	52.00	9/2012
42	Police	Parking in a Handicapped Zone within 15 Days	84.00	200.00	9/2012
42	Police	Parking in a Handicapped Zone > 15 Days	168.00	200.00	9/2012
Ord. 70	Police	Sec. 80-26 Interference with Enforcement - minimum	55.00	60.00	
Ord. 70	Police	Sec. 80-26 Interference with Enforcement - maximum	1,055.00	1,110.00	
Police False Alarm Fees & Civil Penalties:					
45	Police	False Alarms - Second	50.00	55.00	7/2010
45	Police	False Alarms - Third	85.00	90.00	7/2010
45	Police	False Alarms - Four or more	110.00	115.00	7/2010
Ord. 50	Police	Civil Penalties - 1st citation	110.00		
Ord. 50	Police	Civil Penalties - 2nd citation	215.00		
Ord. 50	Police	Civil Penalties - 3rd citation	425.00		
Ord. 50	Police	Civil Penalties - 4 or more	850.00		
Solid Waste Fees:					
52	Public Works	Punch Passes - First pass	20.00		FY2010
52	Public Works	Punch Passes - Second pass	40.00		FY2010
52	Public Works	Abbreviated Punch Pass	10.00		FY2010
52	Public Works	Tipping Fee per ton	95.00		FY2010
52	Public Works	Minimum Tipping Charge	7.00		FY2010
52	Public Works	Special Waste in addition to tipping & state charge, per ton	11.00		FY2010
52	Public Works	Commercial & Construction Debris minimum charge	8.00		FY2010
52	Public Works	Scale Weights	10.00		FY2010
52	Public Works	Wood Waste per ton	90.00		FY2010
52	Public Works	Asphalt, Bricks, Concrete w/o rebar per ton	6.00		FY2010
52	Public Works	Asphalt Shingles & Sheetrock (March-October) per ton	79.00		FY2010
52	Public Works	Asphalt Shingles & Sheetrock (November-February) per ton	90.00		FY2010
52	Public Works	Bulky Waste per ton	79.00		FY2010
52	Public Works	20# Propane Tanks per tank	3.00		FY2010
52	Public Works	Refrigerant Containing Appliances per appliance	11.00		FY2010
52	Public Works	Mix Loads per ton	180.00		FY2010
52	Public Works	Tires up to 16" w/o rim	3.00		FY2010
52	Public Works	Tires up to 16" with rim	6.00		FY2010
52	Public Works	16-24" Tires	6.00		FY2010
52	Public Works	>24" Tires	22.00		FY2010
52	Public Works	Apartment Building Collection per unit	170.00		FY2010
52	Public Works	One Time Apartment Building Application Fee	100.00		FY2010
Ord	Public Works	Sec. 62-16 Apartment Building Summons - first offense	210.00		FY2010
Ord	Public Works	Sec. 62-16 Apartment Building Summons - second offense	420.00		FY2010
Ord	Public Works	Hazardous Waste Violation per day, per offense	1,055.00		FY2010
52	Public Works	Sec. 62-12 Waste Disposal Permits - Annual Commercial	55.00		FY2010
52	Public Works	Sec. 62-12 Waste Disposal Permits - Individual	11.00		FY2010
52	Public Works	Sec. 62-12 Waste Disposal Permits - Commercial Waste Hauler	110.00		FY2010
Public Works Permits:					
55	Public Works	Annual Excavation Permit	580.00		May-13
55	Public Works	Single Occurrence Excavation Permit	58.00		May-13
55	Public Works	Operating Borrow Pit & Mobile Home Park	158.00		May-13
55	Public Works	Excavation Fine	500.00	526.00	May-13
55	Public Works	Minimum Street Opening Fee	58.50		May-13
55	Public Works	Maximum Street Opening Fee	1,735.00		May-13
55	Public Works	Schedule 1 Street Pavement 2-25 s.y. - Arterial	16.50		May-13
55	Public Works	Schedule 1 Street Pavement >25 s.y. - Arterial	11.00		May-13
55	Public Works	Schedule 1 Street Pavement 2-25 s.y. - Collector	10.20		May-13
55	Public Works	Schedule 1 Street Pavement >25 s.y. - Collector	6.90		May-13
55	Public Works	Schedule 1 Street Pavement 2-25 s.y. - Residential/Rural	6.90		May-13
55	Public Works	Schedule 1 Street Pavement >25 s.y. - Residential/Rural	4.40		May-13
55	Public Works	Schedule 1 Street Pavement 2-25 s.y. - Gravel	1.65		May-13
55	Public Works	Schedule 1 Street Pavement >25 s.y. - Gravel	1.10		May-13
55	Public Works	Schedule 1 Sidewalk Pavement 2-25 s.y. - New Concrete	16.25		May-13
55	Public Works	Schedule 1 Sidewalk Pavement >25 s.y. - New Concrete	11.00		May-13
55	Public Works	Schedule 1 Sidewalk Pavement 2-25 s.y. - Bricks/Pavers	13.20		May-13
55	Public Works	Schedule 1 Sidewalk Pavement >25 s.y. - Bricks/Pavers	8.80		May-13

City of Lewiston
 Master City Fee Schedule excluding Water, Sewer & Storm Water Rates
 Fiscal Year 2015 Fee Increases

Policy #	Department	Description	Current Rate	Proposed Rate	Last Adjusted
55	Public Works	Schedule 1 Sidewalk Pavement 2-25 s.y. - Asphalt	3.85		May-13
55	Public Works	Schedule 1 Sidewalk Pavement >25 s.y. - Asphalt	2.75		May-13
55	Public Works	Schedule 1 Sidewalk Pavement 2-25 s.y. - Gravel	1.65		May-13
55	Public Works	Schedule 1 Sidewalk Pavement >25 s.y. - Gravel	1.10		May-13
55	Public Works	Schedule 1 Esplanade per s.y.	2.50		May-13
55	Public Works	Schedule 1 Granite Curbing per l.f.	2.75		May-13
55	Public Works	Schedule 1 Bituminous Curbing per l.f.	1.65		May-13
56	Public Works	Sidewalk Occupancy & Road Shoulder Permit	30.00		May-13
56	Public Works	Sidewalk Occupancy per day charge	1.40		May-13
56	Public Works	Sidewalk & Road Shoulder per day charge - nonmetered	2.50		May-13
56	Public Works	Sidewalk & Road Shoulder per day charge - metered	7.15		May-13
56	Public Works	Alleyway Occupancy	45.00		May-13
56	Public Works	Alleyway Occupancy - per day charge	5.00		May-13
56	Public Works	Street Occupancy Permit	58.00		May-13
56	Public Works	Street Occupancy per day charge - nonmetered	6.00		May-13
56	Public Works	Street Occupancy per day charge - metered	7.15		May-13
56	Public Works	Maximum amount of Street Occupancy	232.00		May-13
Utility Fees:					
66	Public Works	Sanitary Sewer Impact Fee - New Single Family Structure	1,055.00		
66	Public Works	Sanitary Sewer Impact Fee - Multi. Family Structure per unit	790.00		
66	Public Works	Sanitary Sewer Impact Fee - Nonresidential 5/8 inch	790.00		
66	Public Works	Sanitary Sewer Impact Fee - Nonresidential 3/4 inch	1,140.00		
66	Public Works	Sanitary Sewer Impact Fee - Nonresidential 1 inch	2,020.00		
66	Public Works	Sanitary Sewer Impact Fee - Nonresidential 2 inches	8,075.00		
66	Public Works	Sanitary Sewer Impact Fee - Nonresidential 3 inches	18,165.00		
66	Public Works	Sanitary Sewer Impact Fee - Nonresidential 4 inches	32,290.00		
66	Public Works	Sanitary Sewer Impact Fee - Nonresidential 6 inches	72,650.00		
66	Public Works	Sanitary Sewer Impact Fee - Nonresidential 8 inches	129,150.00		
67	Public Works	Sewer Fee Application	53.00		
67	Public Works	Sewer Fee Inspection Call-in	27.00		
Miscellaneous Fees & Penalties:					
None	All Dept.	DVD of Meetings, per DVD	20.00		
81	Planning	Map & Engineer Copies per page	5.25		
81	Planning	Color Maps	10.00		
81	Police	VHS Tape Copies	7.50		
81	Police	Cassette Tapes	2.75		
81	Police	Photo Printout & Disk	5.50		
81	Police	Photocopies & Narrative Reports per page	2.75		
81	Police	Accident Reports per page	10.00		
81	Police	Police Research Fee per hour	27.00	30.00	
81	Police	Hourly Research Rate - Clerical	12.00	15.00	
81	Police	Faxed Accident Reports per page	10.00		
81	Police	Fingerprints	5.50	6.00	
81	Police	Contractor Meter Bag / Per Day	5.00	8.00	
81	Fire	Fire Report, per page	2.75		
81	Public Works	Plan Copy 24x36, per page	3.25		
81	Public Works	Plan Copy 30x42, per page	4.25		
81	Public Works	Faxed or E-mailed Copies of Plans & Specs, per page		5.00	
81	Public Works	Faxed or E-mailed Copies of Plans & Specs, cap		25.00	
81	Finance	Faxes, per page	1.25		
81	Finance	Bad Check Fee	25.00	35.00	
81	Finance	Quitclaim Execution Fee		50.00	
39	Library	Photocopy machine	0.20		
39	Library	Nonresident Library Research Fee	50.00		
39	Library	Test Proctoring - Resident	5.00		7/1/2010
39	Library	Test Proctoring - Nonresident	20.00		7/1/2010
81	Library	Replacement Library Cards	1.00		
81	All Dept.	Postage & Handling Fee for Documents - Standard First Class	2.00	3.00	
81	All Dept.	Admin. Fee on Refunds except for overpayments of taxes & utilities	6.00	10.00	
81	Recreation	Nonresident Program Participation Fee	15.00	20.00	n't support
81	All Dept.	Notary Services	5.00		
81	All Dept.	Photocopies except library or as otherwise noted	0.30	1.00	
81	Assessing	Photocopies	1.25		
81	Assessing	Copy of Tax Roll	60.00		